

**Executive Summary – Enforcement Matter – Case No. 43986**  
**BP Products North America Inc.**  
**RN102535077**  
**Docket No. 2012-0839-AIR-E**

**Order Type:**

Findings Agreed Order

**Findings Order Justification:**

People or environmental receptors have been exposed to pollutants which exceed levels that are protective.

**Media:**

AIR

**Small Business:**

No

**Location(s) Where Violation(s) Occurred:**

BP Products North America, 2401 5th Avenue South, Texas City, Galveston County

**Type of Operation:**

Petroleum refining plant

**Other Significant Matters:**

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

**Texas Register Publication Date:** September 28, 2012

**Comments Received:** No

***Penalty Information***

**Total Penalty Assessed:** \$33,000

**Amount Deferred for Expedited Settlement:** \$0

**Amount Deferred for Financial Inability to Pay:** \$0

**Total Paid to General Revenue:** \$33,000

**Total Due to General Revenue:** \$0

Payment Plan: N/A

**SEP Conditional Offset:** \$0

Name of SEP: N/A

**Compliance History Classifications:**

Person/CN - Average

Site/RN - Average

**Major Source:** Yes

**Statutory Limit Adjustment:** \$25,000

**Applicable Penalty Policy:** September 2011

**Executive Summary – Enforcement Matter – Case No. 43986**  
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***Investigation Information***

**Complaint Date(s):** N/A

**Complaint Information:** N/A

**Date(s) of Investigation:** December 21, 2011

**Date(s) of NOE(s):** April 3, 2012

***Violation Information***

1. Failed to submit an initial notification for Incident No. 162823 not later than 24 hours after the discovery of an emissions event on December 8, 2011 [30 TEX. ADMIN. CODE § 101.201(a)(1)(B) and TEX. HEALTH & SAFETY CODE § 382.085(b)].
2. Failed to prevent unauthorized emissions during an emissions event on December 8, 2011 (Incident No. 162823). Because the event could have been prevented with better operational and maintenance practices, Respondent is precluded from asserting an affirmative defense under 30 TEX. ADMIN. CODE § 101.222 [30 TEX. ADMIN. CODE §§ 101.20(3), 116.715(a), and 122.143(4), New Source Review ("NSR") Permit Nos. 47256 and PSDTX402M2 Special Conditions No. 1, Federal Operating Permit ("FOP") No. O-2328 Special Terms and Conditions ("STC") No. 16, and TEX. HEALTH & SAFETY CODE § 382.085(b)].
3. Failed to prevent unauthorized emissions during an excessive emissions event on December 10, 2011 (Incident No. 162658) [30 TEX. ADMIN. CODE §§ 101.20(3), 116.715(a), and 122.143(4), NSR Permit Nos. 47256 and PSDTX402M2 Special Conditions No. 1, FOP No. O-2328 STC No. 16, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

***Corrective Actions/Technical Requirements***

**Corrective Action(s) Completed:**

N/A

**Technical Requirements:**

The Order will require Respondent to:

- a. Immediately, comply completely and adequately with the TCEQ letter dated April 3, 2012 requiring submittal of a corrective action plan ("CAP") to address the excessive emissions event that occurred on December 10, 2011 (Incident No. 162658);
- b. Respond completely and adequately, as determined by the Executive Director, to all written requests for information concerning the submitted CAP within 15 days after the date of such requests, or by any other deadline specified in writing;
- c. Upon Commission approval, implement the CAP in accordance with the approved schedule;

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d. Upon completion of CAP implementation, submit written certification to demonstrate compliance with Ordering Provisions a. through c.;

e. Within 30 days:

i. Implement improvements to training procedures and the record keeping system to ensure that emissions events are reported within 24 hours of discovery; and

ii. Implement measures and/or procedures to prevent the recurrence of emissions events due to the same causes as the emissions event that occurred on December 8, 2011 (Incident No. 162823).

f. Within 45 days, submit written certification to demonstrate compliance with Ordering Provision e.

***Litigation Information***

**Date Petition(s) Filed:** N/A

**Date Answer(s) Filed:** N/A

**SOAH Referral Date:** N/A

**Hearing Date(s):** N/A

**Settlement Date:** N/A

***Contact Information***

**TCEQ Attorney:** N/A

**TCEQ Enforcement Coordinator:** James Nolan, Enforcement Division,  
Enforcement Team 4, MC 149, (512) 239-6634; Debra Barber, Enforcement Division,  
MC 219, (512) 239-0412

**TCEQ SEP Coordinator:** N/A

**Respondent:** Keith Casey, Business Unit Leader, BP Products North America Inc.,  
P.O. Box 401, Texas City, Texas 77592

**Respondent's Attorney:** N/A





# Penalty Calculation Worksheet (PCW)

Policy Revision 3 (September 2011)

PCW Revision August 3, 2011

TCEQ

<b>DATES</b>	<b>Assigned</b>	9-Apr-2012	<b>Screening</b>	12-Apr-2012	<b>EPA Due</b>	29-Dec-2012
	<b>PCW</b>	21-May-2012				

## RESPONDENT/FACILITY INFORMATION

<b>Respondent</b>	BP Products North America Inc.		
<b>Reg. Ent. Ref. No.</b>	RN102535077		
<b>Facility/Site Region</b>	12-Houston	<b>Major/Minor Source</b>	Major

## CASE INFORMATION

<b>Enf./Case ID No.</b>	43986	<b>No. of Violations</b>	3
<b>Docket No.</b>	2012-0839-AIR-E	<b>Order Type</b>	Findings
<b>Media Program(s)</b>	Air	<b>Government/Non-Profit</b>	No
<b>Multi-Media</b>		<b>Enf. Coordinator</b>	James Nolan
		<b>EC's Team</b>	Enforcement Team 4
<b>Admin. Penalty \$ Limit Minimum</b>		\$0	<b>Maximum</b>
		\$25,000	

## Penalty Calculation Section

**TOTAL BASE PENALTY (Sum of violation base penalties)** **Subtotal 1** \$29,000

### ADJUSTMENTS (+/-) TO SUBTOTAL 1

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

**Compliance History** **100.0%** Enhancement **Subtotals 2, 3, & 7** \$29,000

Notes: Enhancement for two agreed orders and one consent decree with denial of liability, three agreed orders without denial of liability, one criminal conviction, 56 NOVs with same/similar violations, and 23 NOVs with dissimilar violations. Reduction for 25 Notices of Intent to conduct audits and four Disclosures of Violations.

**Culpability** **No** **0.0%** Enhancement **Subtotal 4** \$0

Notes: The Respondent does not meet the culpability criteria.

**Good Faith Effort to Comply Total Adjustments** **Subtotal 5** \$0

**Economic Benefit** **0.0%** Enhancement\* **Subtotal 6** \$0

Total EB Amounts \$212  
Approx. Cost of Compliance \$4,000  
\*Capped at the Total EB \$ Amount

**SUM OF SUBTOTALS 1-7** **Final Subtotal** \$58,000

**OTHER FACTORS AS JUSTICE MAY REQUIRE** **0.0%** **Adjustment** \$0

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes:

**Final Penalty Amount** \$58,000

**STATUTORY LIMIT ADJUSTMENT** **Final Assessed Penalty** \$33,000

**DEFERRAL** **0.0%** Reduction **Adjustment** \$0

Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes:

No deferral is recommended for Findings Orders.

**PAYABLE PENALTY** \$33,000

Screening Date 12-Apr-2012

Docket No. 2012-0839-AIR-E

PCW

Respondent BP Products North America Inc.

Policy Revision 3 (September 2011)

Case ID No. 43986

PCW Revision August 3, 2011

Reg. Ent. Reference No. RN102535077

Media [Statute] Air

Enf. Coordinator James Nolan

## Compliance History Worksheet

## &gt;&gt; Compliance History Site Enhancement (Subtotal 2)

Component	Number of...	Enter Number Here	Adjust.
NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action ( <i>number of NOVs meeting criteria</i> )	56	280%
	Other written NOVs	23	46%
Orders	Any agreed final enforcement orders containing a denial of liability ( <i>number of orders meeting criteria</i> )	2	40%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	3	75%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government ( <i>number of judgements or consent decrees meeting criteria</i> )	1	30%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government ( <i>number of counts</i> )	1	50%
Emissions	Chronic excessive emissions events ( <i>number of events</i> )	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 ( <i>number of audits for which notices were submitted</i> )	25	-25%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 ( <i>number of audits for which violations were disclosed</i> )	4	-8%
Please Enter Yes or No			
Other	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 488%

## &gt;&gt; Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

## &gt;&gt; Compliance History Person Classification (Subtotal 7)

Average Performer

Adjustment Percentage (Subtotal 7) 0%

## &gt;&gt; Compliance History Summary

## Compliance History Notes

Enhancement for two agreed orders and one consent decree with denial of liability, three agreed orders without denial of liability, one criminal conviction, 56 NOVs with same/similar violations, and 23 NOVs with dissimilar violations. Reduction for 25 Notices of Intent to conduct audits and four Disclosures of Violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, &amp; 7) 488%

## &gt;&gt; Final Compliance History Adjustment

Final Adjustment Percentage \*capped at 100% 100%

Screening Date 12-Apr-2012

Docket No. 2012-0839-AIR-E

PCW

Respondent BP Products North America Inc.

Policy Revision 3 (September 2011)

Case ID No. 43986

PCW Revision August 3, 2011

Reg. Ent. Reference No. RN102535077

Media [Statute] Air

Enf. Coordinator James Nolan

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code § 101.201(a)(1)(B) and Tex. Health &amp; Safety Code § 382.085(b)

Violation Description

Failed to submit an initial notification for Incident No. 162823 not later than 24 hours after the discovery of an emissions event on December 8, 2011. Specifically, the initial notification was due by December 9, 2011 but was not submitted until December 15, 2011, over 24 hours after the incident was discovered.

Base Penalty \$25,000

## &gt;&gt; Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential			

Percent 0.0%

## &gt;&gt; Programmatic Matrix

Falsification			
	Major	Moderate	Minor
			x

Percent 1.0%

Matrix Notes

Less than 30% of the rule requirement was not met.

Adjustment \$24,750

\$250

## Violation Events

Number of Violation Events 1

6 Number of violation days

mark only one with an x	daily	
	weekly	
	monthly	
	quarterly	
	semiannual	
	annual	
	single event	x

Violation Base Penalty \$250

One single event is recommended.

## Good Faith Efforts to Comply

0.0% Reduction

\$0

	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	x	(mark with x)

Notes The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal \$250

## Economic Benefit (EB) for this violation

## Statutory Limit Test

Estimated EB Amount \$53

Violation Final Penalty Total \$500

This violation Final Assessed Penalty (adjusted for limits) \$500

# Economic Benefit Worksheet

Respondent BP Products North America Inc.  
Case ID No. 43986  
Reg. Ent. Reference No. RN102535077  
Media Air  
Violation No. 1

Percent Interest 5.0  
Years of Depreciation 15

Item Cost Date Required Final Date Yrs Interest Saved Onetime Costs EB Amount  
Item Description No commas or \$

## Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$250	9-Dec-2011	29-Dec-2012	1.06	\$13	n/a	\$13
Training/Sampling	\$750	9-Dec-2011	29-Dec-2012	1.06	\$40	n/a	\$40
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated cost for improving the training procedures and the recordkeeping/reporting system to ensure the timely submittals of emissions event notifications. The Date Required is the date the notification was due and the Final Date is the estimated date of compliance.

## Avoided Costs

ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$1,000

TOTAL

\$53



Screening Date 12-Apr-2012

Docket No. 2012-0839-AIR-E

PCW

Respondent BP Products North America Inc.

Policy Revision 3 (September 2011)

Case ID No. 43986

PCW Revision August 3, 2011

Reg. Ent. Reference No. RN102535077

Media [Statute] Air

Enf. Coordinator James Nolan

Violation Number 2

Rule Cite(s)

30 Tex. Admin. Code §§ 101.20(3), 116.715(a), and 122.143(4), New Source Review Permit Nos. 47256 and PSDTX402M2 Special Conditions No. 1, Federal Operating Permit No. O-2328 Special Terms and Conditions No. 16, and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to prevent unauthorized emissions during an emissions event on December 8, 2011 (Incident No. 162823). Specifically, the Respondent released 1,176.14 pounds ("lbs") of volatile organic compounds ("VOC"), 18.8 lbs of hydrogen sulfide, 1,176.96 lbs of sulfur dioxide, 1,767.7 lbs of carbon monoxide, and 346.91 lbs of nitrogen oxides from the Ultracracker Flare [Emission Point No. ("EPN") 351A] during the 87 hour event. The event was caused by a combination of operator error, a leaking valve, and a plugged drain line. Because the event could have been prevented with better operational and maintenance practices, the Respondent is precluded from asserting an affirmative defense under 30 Tex. Admin. Code § 101.222.

Base Penalty \$25,000

## &gt;&gt; Environmental, Property and Human Health Matrix

OR

	Harm		
Release	Major	Moderate	Minor
Actual			x
Potential			

Percent 15.0%

## &gt;&gt; Programmatic Matrix

	Major	Moderate	Minor
Falsification			

Percent 0.0%

Matrix Notes

Human health or the environment has been exposed to insignificant amounts of pollutants which do not exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$21,250

\$3,750

## Violation Events

Number of Violation Events 1

4

Number of violation days

mark only one  
with an x

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

Violation Base Penalty \$3,750

One quarterly event is recommended.

## Good Faith Efforts to Comply

0.0% Reduction

\$0

Extraordinary

Before NOV NOV to EDPRP/Settlement Offer

Ordinary

N/A

x

(mark with x)

Notes

The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal \$3,750

## Economic Benefit (EB) for this violation

## Statutory Limit Test

Estimated EB Amount \$80

Violation Final Penalty Total \$7,500

This violation Final Assessed Penalty (adjusted for limits) \$7,500

# Economic Benefit Worksheet

**Respondent** BP Products North America Inc.  
**Case ID No.** 43986  
**Reg. Ent. Reference No.** RN102535077  
**Media** Air  
**Violation No.** 2

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
No commas or \$							

## Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	\$1,500	8-Dec-2011	29-Dec-2012	1.06	\$80	n/a	\$80
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated costs to implement measures and/or procedures in order to prevent a reoccurrence of similar emissions events. The Date Required is the date the emissions event began and the Final Date is the estimated date of compliance.

## Avoided Costs

**ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)**

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$1,500

**TOTAL**

\$80

Screening Date 12-Apr-2012

Docket No. 2012-0839-AIR-E

PCW

Respondent BP Products North America Inc.

Policy Revision 3 (September 2011)

Case ID No. 43986

PCW Revision August 3, 2011

Reg. Ent. Reference No. RN102535077

Media [Statute] Air

Enf. Coordinator James Nolan

Violation Number 3

Rule Cite(s)

30 Tex. Admin. Code §§ 101.20(3), 116.715(a), and 122.143(4), New Source Review Permit Nos. 47256 and PSDTX402M2 Special Conditions No. 1, Federal Operating Permit No. O-2328 Special Terms and Conditions No. 16, and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to prevent unauthorized emissions during an excessive emissions event on December 10, 2011 (Incident No. 162658). Specifically, the Respondent released 72,188 lbs of VOC from 105E Splitter Tower (EPN F-200) during the five minute event. The event occurred due to high pressure within the 105E Splitter Tower that led to relief valves opening.

Base Penalty \$25,000

## &gt;&gt; Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual	x		
Potential			

Percent 100.0%

## &gt;&gt; Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes

Human health or the environment has been exposed to pollutants which exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$0

\$25,000

## Violation Events

Number of Violation Events 1

1 Number of violation days

mark only one with an x	daily	x
	weekly	
	monthly	
	quarterly	
	semiannual	
	annual	
	single event	

Violation Base Penalty \$25,000

One daily event is recommended.

## Good Faith Efforts to Comply

0.0% Reduction

\$0

	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	x	(mark with x)

Notes

The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal \$25,000

## Economic Benefit (EB) for this violation

## Statutory Limit Test

Estimated EB Amount \$79

Violation Final Penalty Total \$50,000

This violation Final Assessed Penalty (adjusted for limits) \$25,000

# Economic Benefit Worksheet

Respondent BP Products North America Inc.  
Case ID No. 43986  
Reg. Ent. Reference No. RN102535077  
Media Air  
Violation No. 3

Percent Interest 5.0  
Years of Depreciation 15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
No commas or \$							

## Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$1,500	10-Dec-2011	29-Dec-2012	1.05	\$79	n/a	\$79

Notes for DELAYED costs

Estimated costs to develop, submit, and implement a corrective action plan. The Date Required is the date of the emissions event and the Final Date is the estimated date of compliance.

## Avoided Costs

ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$1,500

TOTAL

\$79

# Compliance History Report

Customer/Respondent/Owner-Operator:

CN600866800

BP Products North America Inc.

Classification: AVERAGE

Rating: 4.35

Regulated Entity:

RN102535077

BP PRODUCTS NORTH AMERICA

Classification: AVERAGE

Site Rating: 5.57

ID Number(s):

POLLUTION PREVENTION PLANNING  
INDUSTRIAL AND HAZARDOUS WASTE  
INDUSTRIAL AND HAZARDOUS WASTE

ID NUMBER  
EPA ID  
SOLID WASTE REGISTRATION #  
(SWR)

P00032  
TXD008080533  
30139

INDUSTRIAL AND HAZARDOUS WASTE

PERMIT 50255

AIR NEW SOURCE PERMITS

REGISTRATION 93742

AIR NEW SOURCE PERMITS

REGISTRATION 93574

AIR NEW SOURCE PERMITS

REGISTRATION 93697

AIR NEW SOURCE PERMITS

REGISTRATION 93532

AIR NEW SOURCE PERMITS

REGISTRATION 94424

AIR NEW SOURCE PERMITS

REGISTRATION 94729

AIR NEW SOURCE PERMITS

REGISTRATION 92956

AIR NEW SOURCE PERMITS

REGISTRATION 92671

AIR NEW SOURCE PERMITS

REGISTRATION 92587

AIR NEW SOURCE PERMITS

REGISTRATION 92273

AIR NEW SOURCE PERMITS

REGISTRATION 92585

AIR NEW SOURCE PERMITS

REGISTRATION 92586

AIR NEW SOURCE PERMITS

REGISTRATION 92692

AIR NEW SOURCE PERMITS

PERMIT 1940

AIR NEW SOURCE PERMITS

PERMIT 2231

AIR NEW SOURCE PERMITS

PERMIT 2315

AIR NEW SOURCE PERMITS

PERMIT 2529

AIR NEW SOURCE PERMITS

PERMIT 2608

AIR NEW SOURCE PERMITS

PERMIT 2612

AIR NEW SOURCE PERMITS

PERMIT 2938

AIR NEW SOURCE PERMITS

PERMIT 3758

AIR NEW SOURCE PERMITS

PERMIT 4714

AIR NEW SOURCE PERMITS

PERMIT 6488

AIR NEW SOURCE PERMITS

PERMIT 6592

AIR NEW SOURCE PERMITS

PERMIT 6600

AIR NEW SOURCE PERMITS

PERMIT 7085

AIR NEW SOURCE PERMITS

PERMIT 9606

AIR NEW SOURCE PERMITS

REGISTRATION 10060

AIR NEW SOURCE PERMITS

REGISTRATION 10129

AIR NEW SOURCE PERMITS

REGISTRATION 10156

AIR NEW SOURCE PERMITS

REGISTRATION 10212

AIR NEW SOURCE PERMITS

REGISTRATION 10597

AIR NEW SOURCE PERMITS

REGISTRATION 11173

AIR NEW SOURCE PERMITS

REGISTRATION 11175

AIR NEW SOURCE PERMITS

REGISTRATION 11176

AIR NEW SOURCE PERMITS

REGISTRATION 11787

AIR NEW SOURCE PERMITS

REGISTRATION 15271

AIR NEW SOURCE PERMITS

REGISTRATION 18506

AIR NEW SOURCE PERMITS

PERMIT 19599

AIR NEW SOURCE PERMITS

PERMIT 22107

AIR NEW SOURCE PERMITS

REGISTRATION 24608

AIR NEW SOURCE PERMITS

PERMIT 46052

AIR NEW SOURCE PERMITS

PERMIT 47256

AIR NEW SOURCE PERMITS

REGISTRATION 47696

AIR NEW SOURCE PERMITS

REGISTRATION 47956

AIR NEW SOURCE PERMITS

REGISTRATION 47954

AIR NEW SOURCE PERMITS

REGISTRATION 49771

AIR NEW SOURCE PERMITS

ACCOUNT NUMBER GB0004L

AIR NEW SOURCE PERMITS

REGISTRATION 51875

AIR NEW SOURCE PERMITS

REGISTRATION 75507

AIR NEW SOURCE PERMITS

AFS NUM 4816700001

AIR NEW SOURCE PERMITS

REGISTRATION 56657

AIR NEW SOURCE PERMITS

REGISTRATION 71839

AIR NEW SOURCE PERMITS

REGISTRATION 54721

AIR NEW SOURCE PERMITS

REGISTRATION 87463

AIR NEW SOURCE PERMITS

EPA ID PSDTX402

AIR NEW SOURCE PERMITS

REGISTRATION 78120

AIR NEW SOURCE PERMITS

REGISTRATION 81516

AIR NEW SOURCE PERMITS

REGISTRATION 81757

AIR NEW SOURCE PERMITS

REGISTRATION 82308

AIR NEW SOURCE PERMITS	REGISTRATION	94345
AIR NEW SOURCE PERMITS	REGISTRATION	87193
AIR NEW SOURCE PERMITS	REGISTRATION	87883
AIR NEW SOURCE PERMITS	REGISTRATION	84396
AIR NEW SOURCE PERMITS	REGISTRATION	84567
AIR NEW SOURCE PERMITS	REGISTRATION	88697
AIR NEW SOURCE PERMITS	REGISTRATION	85681
AIR NEW SOURCE PERMITS	REGISTRATION	88241
AIR NEW SOURCE PERMITS	REGISTRATION	95036
AIR NEW SOURCE PERMITS	REGISTRATION	87825
AIR NEW SOURCE PERMITS	REGISTRATION	86558
AIR NEW SOURCE PERMITS	REGISTRATION	96506
AIR NEW SOURCE PERMITS	REGISTRATION	97071
AIR NEW SOURCE PERMITS	REGISTRATION	95591
AIR NEW SOURCE PERMITS	EPA ID	PSDTX402M3
AIR NEW SOURCE PERMITS	REGISTRATION	84658
AIR NEW SOURCE PERMITS	REGISTRATION	85670
AIR NEW SOURCE PERMITS	REGISTRATION	83759
AIR NEW SOURCE PERMITS	REGISTRATION	84454
AIR NEW SOURCE PERMITS	REGISTRATION	86677
AIR NEW SOURCE PERMITS	REGISTRATION	83422
AIR NEW SOURCE PERMITS	REGISTRATION	83424
AIR NEW SOURCE PERMITS	REGISTRATION	83941
AIR NEW SOURCE PERMITS	REGISTRATION	97043
AIR NEW SOURCE PERMITS	REGISTRATION	100730
AIR NEW SOURCE PERMITS	REGISTRATION	98703
AIR NEW SOURCE PERMITS	REGISTRATION	99955
AIR NEW SOURCE PERMITS	REGISTRATION	99250
AIR NEW SOURCE PERMITS	REGISTRATION	98134
AIR NEW SOURCE PERMITS	REGISTRATION	97907
AIR NEW SOURCE PERMITS	REGISTRATION	98820
AIR NEW SOURCE PERMITS	REGISTRATION	99901
AIR NEW SOURCE PERMITS	REGISTRATION	99917
AIR NEW SOURCE PERMITS	REGISTRATION	98040
AIR NEW SOURCE PERMITS	REGISTRATION	98719
AIR NEW SOURCE PERMITS	REGISTRATION	98995
AIR NEW SOURCE PERMITS	REGISTRATION	101487
AIR NEW SOURCE PERMITS	REGISTRATION	97518
AIR NEW SOURCE PERMITS	REGISTRATION	101201
AIR NEW SOURCE PERMITS	REGISTRATION	97249
AIR NEW SOURCE PERMITS	REGISTRATION	98718
AIR NEW SOURCE PERMITS	REGISTRATION	101197
AIR NEW SOURCE PERMITS	REGISTRATION	100721
AIR NEW SOURCE PERMITS	REGISTRATION	101323
AIR NEW SOURCE PERMITS	REGISTRATION	101884
AIR NEW SOURCE PERMITS	REGISTRATION	91253
AIR NEW SOURCE PERMITS	REGISTRATION	87296
AIR NEW SOURCE PERMITS	REGISTRATION	92953
AIR NEW SOURCE PERMITS	REGISTRATION	98466
AIR NEW SOURCE PERMITS	REGISTRATION	100681
AIR NEW SOURCE PERMITS	REGISTRATION	97644
AIR NEW SOURCE PERMITS	REGISTRATION	99544
AIR NEW SOURCE PERMITS	REGISTRATION	97519
UNDERGROUND INJECTION CONTROL	PERMIT	WDW080
UNDERGROUND INJECTION CONTROL	PERMIT	WDW127
UNDERGROUND INJECTION CONTROL	PERMIT	WDW128
UNDERGROUND INJECTION CONTROL	PERMIT	WDW214
UNDERGROUND INJECTION CONTROL	PERMIT	WDW215
WASTE WATER GENERAL PERMIT	PERMIT	TXG670029
AIR OPERATING PERMITS	ACCOUNT NUMBER	GB0004L
AIR OPERATING PERMITS	PERMIT	1541
AIR OPERATING PERMITS	PERMIT	2328
WASTEWATER	PERMIT	WQ0000443000
WASTEWATER	EPA ID	TX0003522
IHW CORRECTIVE ACTION	SOLID WASTE REGISTRATION # (SWR)	30139
STORMWATER	PERMIT	TXR05W256
AIR EMISSIONS INVENTORY	ACCOUNT NUMBER	GB0004L

Location:

2401 5TH AVE S, TEXAS CITY, TX, 77590

TCEQ Region: REGION 12 - HOUSTON  
Date Compliance History Prepared: April 17, 2012  
Agency Decision Requiring Compliance History: Enforcement  
Compliance Period: April 12, 2007 to April 12, 2012

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: James Nolan Phone: (512) 239-6634

#### Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? YES
2. Has there been a (known) change in ownership/operator of the site during the compliance period? NO
3. If YES, who is the current owner/operator? N/A
4. If YES, who was/were the prior owner(s)/operator(s)? N/A  
BP Amoco Chemical Company, OPERATOR, 6/19/2007 to 6/19/2007
5. If YES, when did the change(s) in owner or operator occur? N/A
6. Rating Date: 9/1/2011 Repeat Violator: NO

#### Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgments, and consent decrees of the State of Texas and the federal government.

Effective Date: 05/11/2007 ADMINORDER 2005-1839-AIR-E  
Classification: Moderate  
Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(A)  
30 TAC Chapter 116, SubChapter B 116.115(c)  
5C THC Chapter 382, SubChapter A 382.085(b)  
Rqmt Prov: Spec. Cond No. 1 PERMIT  
Spec. Cond. No. 1 PERMIT

Description: Failed to prevent the unauthorized release of air contaminants into the atmosphere, and failed to maintain opacity at 30% averaged over a six-minute period.

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)  
30 TAC Chapter 115, SubChapter D 115.352(4)  
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)  
5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to equip an open-ended line with a cap, blind flange, plug, or a second valve.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.116(a)  
5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to prevent the unauthorized release of air contaminants into the atmosphere.

Effective Date: 07/09/2009 ADMINORDER 2007-1919-IHW-E

Classification: Major

Citation: 30 TAC Chapter 335, SubChapter A 335.2(b)  
30 TAC Chapter 335, SubChapter O 335.431(c)(1)  
40 CFR Chapter 268, SubChapter I, PT 268, SubPT A 268.9(c)  
40 CFR Chapter 268, SubChapter I, PT 268, SubPT D 268.40(e)

Rqmt Prov: II.A.7. PERMIT

Description: Failure to prevent the land disposal of characteristically hazardous waste not meeting applicable treatment standards at two unauthorized facilities.

Classification: Moderate

Citation: 30 TAC Chapter 335, SubChapter O 335.431(c)(1)  
40 CFR Chapter 268, SubChapter I, PT 268, SubPT A 268.7(a)(2)

Rqmt Prov: II.A.7. PERMIT

Description: Failure to provide land disposal restriction notices to the land treatment facility and landfill along with the initial shipments of hazardous amine reclaimer bottoms to those facilities.

Classification: Moderate

Citation: 30 TAC Chapter 335, SubChapter A 335.6(c)  
Rqmt Prov: II.C.1.h. PERMIT

Description: Failure to maintain an up-to-date Notice of Registration.

Classification: Moderate

Citation: 30 TAC Chapter 335, SubChapter A 335.9(a)(2)

Rqmt Prov: II.C.1.h. PERMIT

Description: Failure to report the amount of hazardous amine reclaimer bottoms generated in Calendar Years 2004 and 2006.

Classification: Moderate

Citation: 30 TAC Chapter 335, SubChapter A 335.10(c)

40 CFR Chapter 262, SubChapter I, PT 262, SubPT B 262.20(a)(1)

Rqmt Prov: II.C.1.h. PERMIT

Description: Failure to correctly complete uniform hazardous waste manifests for nine shipments of hazardous waste to Gulf West Landfill Texas.

Classification: Moderate

Citation: 30 TAC Chapter 335, SubChapter C 335.62

30 TAC Chapter 335, SubChapter R 335.504

40 CFR Chapter 262, SubChapter I, PT 262, SubPT A 262.11

Description: Failure to make a complete and correct hazardous waste determination for amine reclaimer bottoms.

Effective Date: 07/20/2009

ADMINORDER 2008-1398-IHW-E

Classification: Major

Citation: 30 TAC Chapter 335, SubChapter A 335.2(b)

Description: The facility failed to prevent an unauthorized shipment of hazardous waste stream 9022603H, EPA Code F038, stored in a vacuum box VB 1029, to the nonhazardous waste facility, Coastal Plains Landfill, Alvin, Texas.

Effective Date: 05/08/2011

ADMINORDER 2010-1527-IWD-E

Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)

30 TAC Chapter 305, SubChapter F 305.125(1)

Rqmt Prov: Eff. Lim. and Mon. Req. No. 1 PERMIT

Description: failed to prevent the unauthorized discharge of a nonpermitted wastewater source through Outfall 005 and failed to comply with permitted effluent limits

Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)

30 TAC Chapter 305, SubChapter F 305.125(1)

Rqmt Prov: Effluent Lim. and Mon. Req. No. 1 PERMIT

Description: failed to comply with permitted effluent limits for Outfall Nos. 001, 005 and 006

Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)

Rqmt Prov: Permit Conditions No. 2.g PERMIT

Description: Failure to prevent the unauthorized discharge of industrial waste into or adjacent to water in the state. During an investigation conducted on March 17, 2010, and March 24, 2010, TCEQ staff documented that on January 27, 2010, a leak in the biosludge pipeline discharged approximately 750 gallons of nonhazardous biosludge into Borrow Ditch.

Effective Date: 11/18/2011

ADMINORDER 2011-0615-IWD-E

Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)

30 TAC Chapter 305, SubChapter F 305.125(1)

Rqmt Prov: Eff. Lim. & Mon. Req. No 1, Outfall 007 PERMIT

Description: Failure to comply with the permitted effluent limits for total residual chlorine. Specifically, the total residual chlorine monthly maximum exceeded the permit limit of 0.1 milligrams per liter ("mg/L") for the months of October 2010 (0.22 mg/L), November 2010 (0.11 mg/L), and December 2010 (0.24 mg/L).



See addendum for information regarding federal actions.

B. Any criminal convictions of the state of Texas and the federal government.

Conviction Date: 3/12/2009 12:00:00AM

Type of Action: COURTORDER

Classification: Major

Rqmt Prov:

Citation: 42 USC Chapter 85 Subchapter I 85.7413(c)(1)

Description: The charges were based on the catastrophic explosion that occurred on March 23, 2005 at the Texas City refinery, which resulted in the death of fifteen contract workers and injuries of over 170 others. BP admitted from 1999 up until the morning of March 23, 2005, several procedures required by the Clean Air Act for ensuring the mechanical integrity and a safe startup had either not been established or were being ignored.

C. Chronic excessive emissions events.

N/A

D. The approval dates of investigations. (CCEDS Inv. Track. No.)

1	06/22/2007	(467312)
2	07/12/2007	(512520)
3	08/27/2007	(532445)
4	06/22/2007	(539374)
5	04/16/2007	(542550)
6	05/03/2007	(542590)
7	04/25/2007	(543054)
8	04/25/2007	(543058)
9	08/29/2007	(543546)
10	04/30/2007	(555878)
11	04/20/2007	(556064)
12	05/30/2007	(556477)
13	06/26/2007	(558937)
14	05/14/2007	(559594)
15	05/31/2007	(560748)
16	05/31/2007	(560801)
17	05/31/2007	(561276)
18	08/22/2007	(561466)
19	06/27/2007	(561521)
20	10/03/2007	(564678)
21	10/03/2007	(564748)
22	07/27/2007	(565839)
23	10/19/2007	(566489)
24	10/19/2007	(566868)
25	08/06/2007	(568015)
26	08/27/2007	(568067)
27	10/05/2007	(568241)
28	08/14/2007	(571495)
29	09/07/2007	(573536)
30	09/14/2007	(573872)
31	10/05/2007	(574185)
32	05/07/2007	(574930)
33	04/16/2007	(574932)
34	05/18/2007	(574933)
35	06/20/2007	(574934)
36	11/15/2007	(593887)
37	10/25/2007	(594097)
38	11/16/2007	(594283)

39	10/23/2007	(595678)
40	10/11/2007	(595853)
41	10/16/2007	(596020)
42	10/24/2007	(596361)
43	10/24/2007	(597474)
44	11/16/2007	(598008)
45	11/01/2007	(599071)
46	11/01/2007	(599075)
47	11/01/2007	(599076)
48	11/06/2007	(599895)
49	11/06/2007	(599985)
50	11/19/2007	(600420)
51	11/14/2007	(600505)
52	01/18/2008	(601145)
53	08/21/2007	(601492)
54	09/20/2007	(601493)
55	11/19/2007	(608773)
56	11/30/2007	(608834)
57	12/07/2007	(609280)
58	01/04/2008	(609291)
59	01/23/2008	(609396)
60	01/25/2008	(609655)
61	04/24/2008	(610067)
62	12/20/2007	(610597)
63	08/30/2008	(610610)
64	01/04/2008	(610827)
65	01/24/2008	(612090)
66	06/04/2008	(612170)
67	02/11/2008	(612306)
68	01/28/2008	(612767)
69	12/21/2007	(612894)
70	01/23/2008	(612932)
71	01/03/2008	(612953)
72	01/03/2008	(613255)
73	05/07/2009	(613715)
74	01/23/2008	(613789)
75	01/23/2008	(613792)
76	01/25/2008	(615812)
77	03/13/2008	(616996)
78	02/14/2008	(616998)
79	02/15/2008	(617082)
80	10/23/2007	(619401)
81	11/19/2007	(619402)
82	12/17/2007	(619403)
83	01/17/2008	(619404)
84	04/04/2008	(636235)
85	04/04/2008	(636332)
86	03/04/2008	(636480)
87	08/29/2008	(636755)
88	11/19/2008	(640220)
89	04/29/2008	(640424)
90	04/29/2008	(640429)

91	04/29/2008	(640435)
92	05/16/2008	(641377)
93	06/18/2008	(646534)
94	07/17/2008	(646655)
95	06/04/2008	(653423)
96	05/21/2008	(654255)
97	06/19/2008	(670897)
98	05/20/2008	(671335)
99	06/27/2008	(671461)
100	02/20/2008	(671906)
101	03/15/2008	(671907)
102	04/15/2008	(671908)
103	04/15/2008	(671909)
104	07/02/2008	(680463)
105	08/27/2008	(681483)
106	06/20/2008	(682345)
107	07/02/2008	(683124)
108	07/17/2008	(683313)
109	07/25/2008	(683807)
110	02/26/2009	(684626)
111	07/10/2008	(684674)
112	10/31/2008	(684689)
113	12/05/2008	(684893)
114	07/17/2008	(684942)
115	07/11/2008	(685538)
116	07/23/2008	(685661)
117	07/16/2008	(686166)
118	07/18/2008	(686361)
119	07/25/2008	(686908)
120	08/11/2008	(687364)
121	11/21/2008	(687722)
122	08/19/2008	(688028)
123	11/03/2008	(688276)
124	08/26/2008	(688278)
125	12/16/2008	(689079)
126	12/16/2008	(689305)
127	12/16/2008	(689327)
128	05/12/2008	(689828)
129	06/19/2008	(689829)
130	10/03/2008	(700091)
131	11/03/2008	(700256)
132	11/07/2008	(700788)
133	08/26/2008	(700873)
134	03/16/2009	(700942)
135	11/03/2008	(701072)
136	01/16/2009	(702015)
137	02/03/2009	(702626)
138	10/14/2008	(703860)
139	10/14/2008	(703862)
140	10/14/2008	(703863)
141	11/17/2008	(704101)
142	11/21/2008	(706756)

143	12/12/2008	(707738)
144	12/05/2008	(708111)
145	12/18/2008	(708373)
146	07/23/2010	(708695)
147	07/23/2010	(708933)
148	12/19/2008	(709251)
149	02/23/2010	(709403)
150	12/19/2008	(709511)
151	02/23/2010	(709636)
152	02/23/2010	(709703)
153	02/18/2009	(709757)
154	12/22/2008	(710020)
155	08/13/2008	(710588)
156	09/19/2008	(710589)
157	10/15/2008	(710590)
158	10/15/2008	(710591)
159	01/21/2009	(721233)
160	01/06/2009	(721738)
161	01/23/2009	(723203)
162	02/27/2009	(723791)
163	01/30/2009	(723946)
164	02/27/2009	(724140)
165	02/27/2009	(724141)
166	01/30/2009	(724408)
167	01/28/2009	(724615)
168	02/11/2009	(725022)
169	02/19/2009	(725121)
170	03/12/2009	(725243)
171	04/29/2008	(725873)
172	02/24/2009	(726203)
173	02/24/2009	(726206)
174	02/24/2009	(726207)
175	03/05/2009	(726767)
176	03/20/2009	(726945)
177	02/20/2009	(727119)
178	11/14/2008	(727383)
179	04/15/2009	(736930)
180	04/14/2009	(737526)
181	03/18/2009	(737936)
182	04/17/2009	(738140)
183	04/02/2009	(738251)
184	05/08/2009	(738259)
185	04/15/2009	(738357)
186	03/24/2009	(738758)
187	05/05/2009	(738971)
188	07/03/2009	(739150)
189	05/05/2009	(739961)
190	05/08/2009	(740305)
191	05/08/2009	(741081)
192	04/14/2009	(741104)
193	06/01/2009	(741112)
194	04/21/2009	(741207)

195	05/05/2009	(741209)
196	04/14/2009	(741243)
197	04/21/2009	(741316)
198	04/17/2009	(741327)
199	05/05/2009	(741423)
200	04/08/2009	(741515)
201	05/08/2009	(741981)
202	09/17/2009	(742407)
203	05/05/2009	(742643)
204	05/05/2009	(742760)
205	06/18/2009	(742853)
206	05/18/2009	(742895)
207	05/18/2009	(742900)
208	05/18/2009	(742907)
209	09/16/2009	(743533)
210	05/14/2009	(743562)
211	06/26/2009	(743877)
212	05/08/2009	(744730)
213	06/01/2009	(746349)
214	06/08/2009	(747736)
215	08/06/2009	(748478)
216	07/01/2009	(748999)
217	06/18/2009	(749421)
218	06/18/2009	(749466)
219	06/18/2009	(749491)
220	02/19/2009	(750120)
221	03/18/2009	(750121)
222	04/20/2009	(750122)
223	04/20/2009	(750123)
224	12/18/2008	(750124)
225	12/02/2009	(759633)
226	07/24/2009	(759714)
227	07/17/2009	(761711)
228	07/24/2009	(761766)
229	07/20/2009	(762272)
230	08/17/2009	(762557)
231	08/07/2009	(762640)
232	07/20/2009	(762648)
233	12/04/2009	(763685)
234	07/27/2009	(763751)
235	09/23/2009	(764894)
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237	12/04/2009	(765324)
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239	10/25/2007	(766008)
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243	10/23/2009	(774941)
244	11/16/2009	(775114)
245	01/13/2010	(776415)
246	10/05/2009	(776496)

247	09/28/2009	(777119)
248	02/24/2009	(777393)
249	02/16/2009	(777401)
250	10/14/2009	(777800)
251	10/02/2009	(778079)
252	10/26/2009	(779071)
253	11/05/2009	(779383)
254	11/18/2009	(780596)
255	11/18/2009	(780912)
256	01/08/2010	(781500)
257	02/03/2010	(783399)
258	12/16/2009	(784455)
259	12/11/2009	(784532)
260	02/03/2010	(784615)
261	04/23/2010	(785320)
262	03/25/2010	(786768)
263	01/19/2010	(786935)
264	02/08/2010	(788206)
265	02/05/2010	(788221)
266	03/01/2010	(789943)
267	08/06/2010	(790164)
268	02/25/2010	(790571)
269	04/07/2010	(791599)
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272	04/07/2010	(791635)
273	04/07/2010	(791638)
274	04/07/2010	(791643)
275	03/15/2010	(792053)
276	07/27/2011	(794148)
277	03/19/2010	(794214)
278	04/15/2010	(794549)
279	03/25/2010	(794999)
280	05/11/2010	(795150)
281	03/23/2010	(795387)
282	03/23/2010	(795414)
283	04/15/2010	(795715)
284	04/13/2010	(795731)
285	04/22/2010	(795783)
286	04/22/2010	(795813)
287	04/12/2010	(795849)
288	04/16/2010	(796533)
289	04/16/2010	(797555)
290	10/11/2010	(797859)
291	10/11/2010	(797871)
292	04/16/2010	(798742)
293	04/27/2010	(799437)
294	04/29/2010	(799484)
295	09/15/2011	(799534)
296	04/27/2010	(799540)
297	05/19/2010	(799544)
298	06/30/2010	(800143)

299	06/30/2010	(800145)
300	06/30/2010	(800146)
301	04/30/2010	(800923)
302	07/02/2010	(801675)
303	06/22/2010	(801865)
304	05/12/2010	(802071)
305	05/18/2010	(802190)
306	06/02/2010	(802241)
307	05/19/2010	(802452)
308	07/06/2010	(802659)
309	06/08/2010	(802689)
310	02/19/2010	(804319)
311	10/13/2009	(804320)
312	08/20/2009	(804321)
313	09/18/2009	(804322)
314	10/20/2009	(804323)
315	11/19/2009	(804324)
316	12/18/2009	(804325)
317	01/20/2010	(804326)
318	07/02/2010	(824711)
319	07/09/2010	(824714)
320	06/30/2010	(824965)
321	06/11/2010	(825312)
322	07/09/2010	(825992)
323	09/01/2010	(827055)
324	09/01/2010	(827166)
325	09/01/2010	(827181)
326	06/30/2010	(828027)
327	07/09/2010	(829457)
328	08/20/2010	(830265)
329	09/08/2010	(830406)
330	03/17/2010	(830754)
331	04/20/2010	(830755)
332	05/20/2010	(830756)
333	08/17/2010	(841043)
334	07/16/2010	(841421)
335	10/11/2010	(842595)
336	08/30/2010	(844232)
337	08/30/2010	(844247)
338	08/30/2010	(844251)
339	09/01/2010	(844449)
340	10/11/2010	(846082)
341	06/17/2010	(846226)
342	09/17/2010	(848718)
343	09/01/2010	(848819)
344	09/17/2010	(848855)
345	09/28/2010	(848857)
346	08/18/2010	(849412)
347	10/25/2010	(849746)
348	09/28/2010	(849834)
349	12/03/2010	(857421)
350	10/13/2010	(858236)

351	07/20/2010	(860823)
352	07/22/2010	(863274)
353	10/25/2010	(864605)
354	11/23/2010	(865136)
355	08/20/2010	(866786)
356	08/23/2010	(869770)
357	10/11/2010	(870261)
358	12/07/2010	(871650)
359	12/07/2010	(873010)
360	09/17/2010	(873860)
361	01/24/2012	(877920)
362	02/16/2011	(878081)
363	02/15/2011	(878085)
364	12/08/2010	(879803)
365	05/19/2011	(879858)
366	01/12/2011	(880355)
367	01/10/2011	(880576)
368	02/01/2011	(881010)
369	11/10/2010	(881462)
370	10/25/2010	(884234)
371	11/19/2010	(887992)
372	10/04/2010	(890603)
373	02/10/2011	(890880)
374	02/10/2011	(890888)
375	02/10/2011	(890890)
376	03/16/2011	(894249)
377	02/16/2011	(895635)
378	12/14/2010	(896191)
379	12/15/2010	(898988)
380	03/24/2011	(900765)
381	12/01/2011	(900824)
382	12/01/2011	(900826)
383	01/20/2011	(904855)
384	04/05/2011	(905271)
385	03/28/2011	(905669)
386	03/24/2011	(906279)
387	02/22/2011	(911802)
388	05/12/2011	(911976)
389	06/17/2011	(912278)
390	06/16/2011	(913682)
391	07/08/2011	(914514)
392	05/24/2011	(919797)
393	05/24/2011	(919812)
394	05/24/2011	(919840)
395	06/06/2011	(923359)
396	07/11/2011	(923481)
397	02/16/2011	(924736)
398	03/14/2011	(924737)
399	04/20/2011	(924738)
400	01/18/2011	(924739)
401	04/07/2011	(932353)
402	06/16/2011	(932652)



403	07/29/2011	(933423)
404	07/27/2011	(933497)
405	07/29/2011	(933504)
406	07/29/2011	(933507)
407	07/29/2011	(933512)
408	07/27/2011	(933521)
409	07/29/2011	(933526)
410	07/27/2011	(933538)
411	08/01/2011	(936243)
412	08/22/2011	(936280)
413	08/22/2011	(936818)
414	08/11/2011	(937224)
415	10/17/2011	(937598)
416	05/12/2011	(937982)
417	05/16/2011	(940783)
418	09/07/2011	(941177)
419	08/12/2011	(942193)
420	07/27/2011	(942723)
421	09/07/2011	(943297)
422	08/15/2011	(944257)
423	08/24/2011	(944819)
424	02/06/2012	(944943)
425	06/15/2011	(945306)
426	06/22/2011	(948180)
427	10/13/2011	(949148)
428	08/22/2011	(949783)
429	09/07/2011	(950071)
430	11/07/2011	(950900)
431	09/09/2011	(950991)
432	09/07/2011	(951141)
433	09/14/2011	(952012)
434	02/06/2012	(952135)
435	09/19/2011	(952338)
436	07/20/2011	(952581)
437	07/19/2011	(955418)
438	10/25/2011	(956039)
439	09/21/2011	(956243)
440	11/02/2011	(956280)
441	11/29/2011	(957470)
442	10/12/2011	(958183)
443	10/13/2011	(958882)
444	08/19/2011	(959263)
445	09/15/2011	(965292)
446	09/19/2011	(968138)
447	11/28/2011	(968612)
448	01/06/2012	(968615)
449	12/08/2011	(969205)
450	12/07/2011	(969865)
451	10/19/2011	(971335)
452	10/24/2011	(974088)
453	02/06/2012	(974619)
454	12/19/2011	(974623)

455	01/09/2012	(974839)
456	01/05/2012	(974914)
457	01/05/2012	(974943)
458	12/22/2011	(975598)
459	01/03/2012	(976137)
460	11/15/2011	(977493)
461	11/21/2011	(980233)
462	02/07/2012	(982766)
463	03/08/2012	(983800)
464	03/21/2012	(983802)
465	12/19/2011	(984260)
466	12/27/2011	(987065)
467	04/03/2012	(987756)
468	04/03/2012	(988476)
469	01/20/2012	(990561)
470	01/20/2012	(993431)
471	03/20/2012	(993611)
472	03/20/2012	(993636)
473	03/20/2012	(993892)
474	03/21/2012	(993999)

E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)

Date:	04/20/2007	(556064)	CN600866800
Self	NO	Classification:	Moderate
Citation:	30 TAC Chapter 101, SubChapter F 101.201(f)		
Description:	BP Products North America Texas City failed to provide an analysis of the probable causes of Incident No. 85818 by March 12, 2007.		
Self	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a)		
	47256 SC 1 PERMIT		
	5C THC Chapter 382, SubChapter D 382.085(b)		
Description:	BP Products North America Texas City failed to prevent a heat exchanger leak.		
Date:	04/30/2007	(574933)	CN600866800
Self	YES	Classification:	Moderate
Citation:	30 TAC Chapter 305, SubChapter F 305.125(1)		
	TWC Chapter 26 26.121(a)		
Description:	Failure to meet the limit for one or more permit parameter		
Date:	05/31/2007	(574934)	CN600866800
Self	YES	Classification:	Moderate
Citation:	30 TAC Chapter 305, SubChapter F 305.125(1)		
	TWC Chapter 26 26.121(a)		
Description:	Failure to meet the limit for one or more permit parameter		
Date:	05/31/2007	(556477)	
Self	NO	Classification:	Moderate
Citation:	30 TAC Chapter 111, SubChapter A 111.111(a)(1)(E)		
	30 TAC Chapter 116, SubChapter G 116.715(a)		
	5C THC Chapter 382, SubChapter D 382.085(b)		
	No. 47256, Special Condition No. 38 PERMIT		
Description:	BP Products North America Texas City failed to prevent a circuit breaker trip causing a temporary shutdown in the Fluid Catalyst Cracking Unit No. 3, electrostatic precipitator (ESP).		
Date:	06/06/2007	(556814)	CN600866800
Self	NO	Classification:	Moderate
Citation:	30 TAC Chapter 101, SubChapter A 101.4		
Description:	Release of catalyst adversely affecting human health and property		
Date:	08/29/2007	(543546)	CN600866800
Self	NO	Classification:	Moderate
Citation:	30 TAC Chapter 122, SubChapter B 122.143(4)		
	30 TAC Chapter 122, SubChapter B 122.145(2)(A)		
	5C THC Chapter 382, SubChapter D 382.085(b)		
Description:	Failure to include a deviation on the deviation report within its certification period.		
Self	NO	Classification:	Moderate

	Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 117, SubChapter B 117.213(c)(1)(G) 30 TAC Chapter 122, SubChapter B 122.143(4) 30 TAC Chapter 122, SubChapter B 122.147(a)(1) 5C THC Chapter 382, SubChapter D 382.085(b) FOP O-02328 Special Condition 16 OP FOP O-02328 Special Condition 1A OP NSR 47256 Special Condition 63 PERMIT NSR 47256 Special Condition 63C PERMIT	
	Description:	Failure to install NOx CEMS on thermal oxidizers.	
	Self Report?	NO	Classification: Moderate
	Citation:	30 TAC Chapter 122, SubChapter B 122.132(e)(2)(A) 5C THC Chapter 382, SubChapter D 382.085(b)	
	Description:	Failure to include the applicable requirements for CEMS on thermal oxidizer in Title V O-02328.	
	Self Report?	NO	Classification: Moderate
	Citation:	30 TAC Chapter 115, SubChapter D 115.352(4) 30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Part 60, Subpart VV 60.482-6 5C THC Chapter 382, SubChapter D 382.085(b)  FOP O-02328 Special Condition 16 OP FOP O-02328 Special Condition 1A OP NSR 47256 Special Condition 17E PERMIT	
	Description:	Failure to close open-ended lines containing VOCs. (Category C10)	
	Self Report?	NO	Classification: Moderate
	Citation:	30 TAC Chapter 122, SubChapter B 122.132(e)(2)(A) 5C THC Chapter 382, SubChapter D 382.085(b)	
	Description:	Failure to include NESHAP subpart FF requirements for dock sumps in Title V Permit O-02328.	
	Self Report?	NO	Classification: Moderate
	Citation:	30 TAC Chapter 122, SubChapter B 122.132(e)(2)(A) 5C THC Chapter 382, SubChapter D 382.085(b)	
	Description:	Failure to include NSPS subpart J requirements in Title V Permit O-02328.	
	Date	08/31/2007 (601493)	CN600866800
	Self Report?	YES	Classification: Moderate
	Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)	
	Description:	Failure to meet the limit for one or more permit parameter	
	Date	09/30/2007 (619401)	CN600866800
	Self Report?	YES	Classification: Moderate
	Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)	
	Description:	Failure to meet the limit for one or more permit parameter	
	Date	10/23/2007 (596361)	
	Self Report?	NO	Classification: Moderate
	Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 5C THC Chapter 382, SubChapter D 382.085(b) No. 2231, Special Condition No. 1 PERMIT	
	Description:	BP failed to prevent a corrosion leak in line 166 of Tank 30 which resulted in the release of 18 pounds (lbs.) of un authorized air contaminants to the atmosphere.	
	Date	10/24/2007 (597474)	CN600866800
	Self Report?	NO	Classification: Moderate
	Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 5C THC Chapter 382, SubChapter D 382.085(b) No. 47256, Special Condition #1 PERMIT	
	Description:	BP failed to prevent non condensable vapors from collecting in the overhead space of the F-630 reflux drum causing a release in Aromatics Unit No.2, at Flare No.2.	
	Self Report?	NO	Classification: Minor
	Citation:	30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)	
	Description:	BP failed to submit the initial notification within 24 hours after the discovery of the emissions event.	
	Self Report?	NO	Classification: Minor
	Citation:	30 TAC Chapter 101, SubChapter F 101.201(b)(1)(H)	
	Description:	BP failed to include the authorization number or permit in the final notification submitted to the TCEQ.	
	Date	10/31/2007 (619402)	CN600866800

Self Report?	YES	Classification:	Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit parameter		
Date	12/31/2007	(619404)	CN600866800
Self Report?	YES	Classification:	Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit parameter		
Date	01/31/2008	(671906)	CN600866800
Self Report?	YES	Classification:	Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit parameter		
Date	02/15/2008	(617082)	CN600866800
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a)  5C THSC Chapter 382 382.085(b) TCEQ Air Flexible Permit #47256, SC#1 PA		
Description:	failed to prevent a leak on a tubing connection to the process piping.		
Date	02/29/2008	(671907)	CN600866800
Self Report?	YES	Classification:	Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit parameter		
Date	03/13/2008	(616996)	
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 5C THSC Chapter 382 382.085(b) TCEQ Air Permit No. 2231, SC #1 PERMIT		
Description:	BP failed to prevent a transfer line leak due to overpressuring.		
Date	03/31/2008	(671908)	CN600866800
Self Report?	YES	Classification:	Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit parameter		
Date	05/19/2008	(654255)	
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 101, SubChapter F 101.223(a)(1)		
Description:	BP Products failed to submit a CAP in a timely manner.		
Date	05/30/2008	(612170)	
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715 5C THSC Chapter 382 382.085(b) No. 47256, Special Condition No. 1 PERMIT		
Description:	BP failed to prevent a trip of the J-425 compressor.		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)		
Description:	BP failed to submit the initial notification within 24 hours of discovery.		
Date	06/02/2008	(641430)	
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 101, SubChapter A 101.4		
Description:	Violation of 30 TAC 101.4, which states that no person shall discharge from any source whatsoever one or more air contaminants or combinations thereof, in such concentration and of such duration as are or may tend to be injurious to or to adversely affect human health or welfare, animal life, vegetation, or property, or as to interfere with the normal use and enjoyment of animal life, vegetation, or property.		
Date	06/25/2008	(654767)	CN600866800
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 101, SubChapter A 101.4		
Description:	This constitutes a violation of 30 TAC 101.4, which states that no person shall discharge from any source whatsoever one or more air contaminants or combinations thereof, in such concentration and of such duration as are or may tend to be injurious to or to adversely affect human health or welfare, animal life, vegetation, or property, or as to interfere with the normal use and enjoyment of animal life, vegetation, or property.		

Date	06/27/2008	(671461)	CN600866800
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 111, SubChapter A 111.111(a)(1)(E) 30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) No. 47256, Special Condition No. 38 PERMIT		
Description:	BP Products North America Texas City failed to prevent a malfunction of an air blower vent valve in the FCCU No. 1, electrostatic precipitator, resulting in an opacity of 86.30 percent (%) for a duration of 12 minutes.		
Date	07/02/2008	(683124)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 111, SubChapter A 111.111(a)(1)(E) 30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) No. 47256, Special Condition No. 38 PERMIT		
Description:	BP failed to prevent a malfunction of the electrostatic precipitator in the FCCU No. 1, resulting in an opacity of 68 percent (%) for a duration of 2 hours.		
Date	07/17/2008	(684942)	CN600866800
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 111, SubChapter A 111.111(a)(1)(E) 30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) No. 47256, Special Condition No. 38 PERMIT		
Description:	BP failed to prevent a power glitch in the electrostatic precipitator of FCCU No. 1.		
Date	07/17/2008	(686166)	CN600866800
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to maintain compliance with the Outfall 001 permit limits for fecal coliform.		
Self Report?	NO		Classification: Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 2D TWC Chapter 26, SubChapter A 26.121(a)(1) 2D TWC Chapter 26, SubChapter A 26.121(a)(3) 2D TWC Chapter 26, SubChapter A 26.121(b) 2D TWC Chapter 26, SubChapter A 26.121(c) 2D TWC Chapter 26, SubChapter A 26.121(d) 2D TWC Chapter 26, SubChapter A 26.121(e) 30 TAC Chapter 305, SubChapter F 305.125(4) 30 TAC Chapter 305, SubChapter F 305.125(5) TWC Chapter 26 26.121 TWC Chapter 26 26.121(a)(2)		
Description:	Failure to prevent the unauthorized discharge of partially treated wastewater.		
Date	08/19/2008	(688028)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 5C THSC Chapter 382 382.085(b) Special Condition 2 PERMIT		
Description:	BP representatives failed to prevent tube erosion and leaks in the Overhead Fin Fan (C405-4-North).		
Date	08/26/2008	(688278)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 47256, Special Condition 1 PERMIT 5C THSC Chapter 382 382.085(b)		
Description:	Failure to ensure proper performance of the exchanger bundle prior to its replacement and use.		
Self Report?	NO		Classification: Minor
Citation:	30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B) 5C THSC Chapter 382 382.085(b)		
Description:	Failure to submit the initial notification within 24 hours of the start of the incident.		
Date	08/27/2008	(681483)	CN600866800
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(a)(2) 5C THSC Chapter 382 382.085(b) FOP, Special Condition 1A OP		
Description:	Failure to conduct weekly audio, visual and olfactory (AVO) inspections.		
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 117, SubChapter B 117.345(f)(10)		

	30 TAC Chapter 122, SubChapter B 122.143(4)		
	5C THSC Chapter 382 382.085(b)		
	FOP Special Condition 14A OP		
	FOP Special Condition 1A OP		
Description:	Failure to use a run-time meter to record the stationary diesel engines' operating time.		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 115, SubChapter D 115.352(4) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1) 5C THSC Chapter 382 382.085(b)  FOP Special Condition 1A OP NSR Special Condition 17E PERMIT		
Description:	Failure to equip open-ended lines (OELs) with a cap, plug, flange or second valve.		
Date	09/02/2008	(610610)	CN600866800
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 122, SubChapter B 122.143(4) 30 TAC Chapter 122, SubChapter B 122.145(2)(A) 5C THSC Chapter 382 382.085(b) FOP O-01541, General Terms & Conditions OP		
Description:	Failure to include seven SSM events in the deviation reports.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 115, SubChapter D 115.352(4) 30 TAC Chapter 115, SubChapter H 115.783(5) 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 23 OP FOP O-01541, Special Term & Condition 1A OP Permit 19599, Special Condition 8E PERMIT Permit 2231, Special Condition 6E PERMIT Permit 47256, Special Condition 17E PERMIT Permit 6488, Special Condition 1E PERMIT Permit 9606, Special Condition 10E PERMIT		
Description:	Failure to cap 81 open-ended valves/lines.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)(ii) 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(1) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 23 OP FOP O-01541, Special Term & Condition 1A OP Permit 47256, Special Condition 14 PERMIT		
Description:	Failure to operate Torch #1 (ID TCH-1) and the Alky 3 flare (EPN 530) without visible emissions.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 111, SubChapter A 111.111(a)(2)(C) 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP O-01541 Special Term & Condition 23 OP FOP O-01541, Special Term & Condition 1A OP Permit 47256, Special Condition 64A PERMIT		
Description:	Failure to continuously monitor for opacity on FCCU3 (ID FCU3) on May 3 and May 4, 2007.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 115, SubChapter B 115.142(1)(G) 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.346(b)(2)(i) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP FOP O-01541, Special Term & Condition 23 OP Permit 47256, Special Condition 3D PERMIT		
Description:	Failure to maintain sealed covers on sewer junction boxes.		

Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.354(f)(1) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP FOP O-01541, Special Term & Condition 23 OP Permit 47256 Special Condition 3D PERMIT		
Description:	Failure to perform monthly bypass-valve inspections for 15 carbon canisters.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.349(a)(2)(i)(C) 5C THSC Chapter 382 382.085(b) FOP O-01541 Special Term & Condition 23 OP FOP O-01541, Special Term & Condition 1A OP Permit 22107, Special Condition 5 PERMIT		
Description:	Failure to operate the thermal oxidizer (EPN 293) with a temperature of 1400 degrees.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.347(b) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP FOP O-01541, Special Term & Condition 23 OP Permit 47256, Special Condition 3D PERMIT		
Description:	Failure to perform quarterly visual inspections for the integrity of seals and gaskets on refinery oil/water separators.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 115, SubChapter B 115.142(1)(G) 30 TAC Chapter 116, SubChapter G 116.715(a) FOP O-01541, Special Term & Condition 1A OP FOP O-01541, Special Term & Condition 23 OP Permit 47256, Special Condition 3D PERMIT		
Description:	Failure to operate the W01 & PS3B oil/water separators with closed hatches and vapor tight seals.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.354(d) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP FOP O-01541, Special Term & Condition 23 OP Permit 47256, Special Condition 3D PERMIT		
Description:	Failure to perform routine carbon canister monitoring for three carbon canisters during the month of September 2007.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.346(b)(4)(iv) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP FOP O-01541, Special Term & Condition 23 OP Permit 47256, Special Condition 3D PERMIT		
Description:	Failure to perform two quarterly visual inspections on exposed sewer lines that manage benzene-contaminated waste.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.346(b)(4)(iii) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP FOP O-01541, Special Term & Condition 23 OP Permit 47256, Special Condition 3D PERMIT		
Description:	Failure to perform 11 quarterly AVO inspections of manways/hatches on FCCU1, DDU, Alkylatn 3, FCCU3, & UU3.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a)		

	30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.343(c) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP FOP O-01541, Special Term & Condition 23 OP	
Description:	Permit 47256, Special Condition 3D PERMIT Failure to perform five quarterly visual inspections of tanks in benzene contaminated wastewater service.	
Self Report?	NO	Classification: Minor
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(f)(2) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP FOP O-01541, Special Term & Condition 23 OP Permit 47256, Special Condition 14B PERMIT	
Description:	Failure to perform pilot flame continuous monitoring for Torch RHU and Torch #5 due to weather related issues.	
Self Report?	NO	Classification: Minor
Citation:	30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)(ii) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP	
Description:	Failure to perform 22 daily visual flare observations for the 108-FA flare, Torch 5, and CFHU flare.	
Self Report?	NO	Classification: Minor
Citation:	30 TAC Chapter 115, SubChapter H 115.722(d) 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(2) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(5) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Cond. 1H(i) OP FOP O-01541, Special Term & Condition 1A OP FOP O-01541, Special Term & Condition 23 OP Permit 47256, Special Condition 14B PERMIT	
Description:	Failure to maintain the pilot flame on thermal oxidizer (EPN 293), Torch 1 (TCH-1), and Torch 5 (TCH-5).	
Self Report?	NO	Classification: Minor
Citation:	30 TAC Chapter 115, SubChapter H 115.722(d) 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(3)(ii) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(6)(ii) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Cond. 1H(i) OP FOP O-01541, Special Term & Condition 1A OP FOP O-01541, Special Term & Condition 23 OP Permit 47256, Special Condition 14A PERMIT	
Description:	Failure to maintain the net heating value of 300 Btu/scf on Torch 3 & 6, CFHU flare, 108-FA flare, & ULC flare.	
Self Report?	NO	Classification: Minor
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Part 60, Subpart A 60.18(c)(4)(i) 40 CFR Part 63, Subpart A 63.11(b)(7)(i) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP FOP O-01541, Special Term & Condition 23 OP Permit 47256, Special Condition 14A PERMIT	
Description:	Failure to operate the CFHU flare within the maximum exit velocity of 60 feet/second.	
Self Report?	NO	Classification: Minor
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 23 OP Permit 47256, Special Condition 31A PERMIT	
Description:	Failure to perform AVO inspections of equipment, on the SRU, CFHU, and RHU once per shift.	



Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-10(f)(1)(iii) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP		
Description:	Failure to perform the annual visual inspection of the ARU closed vent system.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 115, SubChapter H 115.781(c)(1) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(a)(2) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP		
Description:	Failure to perform weekly AVO inspections of pumps seals across the refinery.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 115, SubChapter D 115.354(3) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP		
Description:	Failure to perform 16 weekly AVO inspections of flanges on process units across the refinery.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 115, SubChapter D 115.354(2) 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(c)(1) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP FOP O-01541, Special Term & Condition 23 OP Permit 47256, Special Condition 17F PERMIT		
Description:	Failure to perform Method 21 monitoring to 34 LDAR Components (ID REF-FUG) across the refinery.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 115, SubChapter D 115.352(2) 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Condition 23 OP FOP O-01541, Special Term & Condition 1A OP Permit 47256, Special Condition 18I PERMIT		
Description:	Failure to make a first attempt of repair to six leaking components and one pump (ID REF-FUG) within 5/15 days.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 115, SubChapter B 115.114(a)(2) 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.120(b)(8) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP FOP O-01541, Special Term & Condition 23 OP Permit 47256, Special Condition 5D PERMIT		
Description:	Failure to repair gaps in seals on floating roof storage tanks 184, 1052, 1054, & 1046 within 45 calendar days.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 115, SubChapter B 115.112(a)(2)(A) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Part 63, Subpart G 63.119(c)(2)(vii) 40 CFR Part 63, Subpart G 63.119(c)(2)(xi) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP		
Description:	Failure to operate storage tanks in VOC service with the gauge/sampling hatches in the closed position.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 115, SubChapter B 115.112(a)(2)(B) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP		
Description:	Failure to operate floating roof storage tanks with automatic bleeder vents or rim vents in the closed position.		
Self Report?	NO	Classification:	Minor

Citation:	30 TAC Chapter 115, SubChapter B 115.112(d)(2)(H) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.119(c)(3) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP		
Description:	Tank 187 Unauthorized tank landing on July 16, 2007.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 23 OP Permit 9606, Special Condition 4 PERMIT		
Description:	Failure to continuously monitoring of the alkalinity of the caustic scrubber on Alky 3.		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 115, SubChapter H 115.725(a)(1)(C) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1H OP		
Description:	Failure to operate numerous heater/furnaces within O2 ranges pursuant to 30 TAC Subchapter H, Division 1.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 115, SubChapter H 115.722(d)(1) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1H OP		
Description:	Failure to operate three flares, Torches 2, 3, & 6 at or above the minimum net heating value of 300 Btu/scf.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 115, SubChapter H 115.725(d)(4) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) O-01541 Special Term & Condition 1H OP		
Description:	Failure to perform manual sampling when the HRVOC analyzers for Torches 2, 4, 6, and 108-FA were not operating.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 115, SubChapter H 115.725(a)(1)(C) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1H OP		
Description:	Failure to operate eight furnaces at a sufficient firing rate to consume oxygen for the control of HRVOC's from furnaces.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 23 OP Permit 6488, Special Condition 2 PERMIT		
Description:	Failure to operate the B-401A, B-405, and RDU B-401B furnace within the permitted emissions limits for CO on June 14, 2007.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 23 OP Permit 19599, Special Condition 1 PERMIT		
Description:	Exceedances permitted CO limits on Pipestill furnaces 101-BA & BB, 103-BB, and 102-BA & BB furnaces.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 23 OP Permit 47256, Special Condition 35 PERMIT		
Description:	Failure to operate the FCCU3 Regeneration System within the permitted emissions limits for CO.		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT F 63.103(c)(2)		

Description:	5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP Failure to maintain required records relating to two SSM events that occurred to the AU2 process unit.	Classification:	Minor
Self Report?	NO		
Citation:	30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.104(a)(1) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP Permit 47256, Special Condition 47 PERMIT		
Description:	Failure to limit the amount of H2S in the refinery fuel gas system.	Classification:	Minor
Self Report?	NO		
Citation:	30 TAC Chapter 115, SubChapter B 115.112(a)(2)(C) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Part 63, Subpart G 63.119(c)(2)(iv) 5C THSC Chapter 382 382.085(b) FOP O-01541, Special Term & Condition 1A OP		
Description:	Operating Tank 93 with an open rim vent during normal operation.		
Date	09/30/2008 (710590) CN600866800		
Self Report?	YES	Classification:	Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit parameter		
Date	11/03/2008 (701072)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 47256, Special Condition 1, PERMIT 5C THSC Chapter 382 382.085(b)		
Description:	Failure to prevent unauthorized emissions.		
Date	11/03/2008 (688276)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B) 5C THSC Chapter 382 382.085(b)		
Description:	Failure to submit the initial notification within 24 hours of the start of the incident.		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 47256, Special Condition 1 PERMIT 5C THSC Chapter 382 382.085(b)		
Description:	Failure to follow proper operational practices while placing D Sulfur Train in service.		
Date	11/07/2008 (700788)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(a) 5C THSC Chapter 382 382.085(b) Special Condition No. 38 PERMIT		
Description:	Failure to prevent the tripping of the Electrostatic Precipitator (ESP) that resulted in excess opacity.		
Date	11/21/2008 (706756) CN600866800		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) S.C 1 PERMIT		
Description:	Failure to meet the affirmative defense for incident #111204 regarding the Sulfur Recovery Unit.		
Date	12/05/2008 (684893) CN600866800		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 101, SubChapter F 101.223(a)(2) 5C THSC Chapter 382 382.085(b)		
Description:	Failure to implement the CAP in accordance with the approved schedule, specifically, the RE failed to install a flow meter by October 2007.		
Date	12/12/2008 (707738) CN600866800		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) Special Condition 38 PERMIT		
Description:	Failure to prevent excessive opacity.		
Date	12/15/2008 (689327) CN600866800		
Self Report?	NO	Classification:	Minor

Citation:	30 TAC Chapter 117, SubChapter B 117.345(c) 30 TAC Chapter 117, SubChapter H 117.9020(2)(C)(i)		
Description:	Failed to conduct stack test by the required deadline. Failed to submit report in the required timeframe.		
Date	12/18/2008	(709251)	
Self Report?	NO		Classification: Minor
Citation:	30 TAC Chapter 101, SubChapter F 101.223(a)(1) 5C THSC Chapter 382 382.085(b)		
Description:	BP Products failed to submit the CAP in a timely manner.		
Date	12/31/2008	(710591)	CN600866800
Self Report?	YES		Classification: Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit parameter		
Date	01/30/2009	(723946)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) Special Condition No. 38 PERMIT		
Description:	BP failed to maintain the charge rate to the north riser and the lower slide valve of the Electrostatic Precipitator (ESP), resulting in an opacity of 57%.		
Date	02/26/2009	(684626)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) No. 47256, Special Condition No. 1 PERMIT		
Description:	BP failed to maintain the level transmitters, level controllers and motor operated valves, resulting a release of 5 pounds (lbs.) of butane, 235 lbs. of carbon monoxide, 9 lbs. of hexane, 9 lbs. of hydrogen sulfide, 2 lbs. of isobutane, 46 lbs. of nitrogen oxide, 5 lbs. of propane, and 793 lbs. of sulfur dioxide.		
Date	03/12/2009	(726767)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) No. 47256, Special Condition No. 1 PERMIT		
Description:	BP failed to prevent a surge of process gas from the T-2 tower on the utilities Power 2 Unit, triggering an upset of the SRU.		
Date	03/12/2009	(725243)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) No. 47256, Special Condition No. 1 PERMIT		
Description:	BP failed to prevent the malfunction of a relief valve on tank 135, resulting in release of 1,701 lbs. of unauthorized volatile organic compounds.		
Date	03/20/2009	(726945)	
Self Report?	NO		Classification: Minor
Citation:	30 TAC Chapter 101, SubChapter F 101.223(a)(1) 5C THSC Chapter 382 382.085(b)		
Description:	BP Products failed to submit an Initial CAP in a timely manner.		
Date	04/02/2009	(738251)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) Flexible Permit No. 47256, SC #1 PERMIT		
Description:	BP failed to prevent a small flare flow increase from the FCCU3 process line to Flare 3 due to a bad spring on a relief valve.		
Date	04/17/2009	(741327)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) TCEQ Flexible Permit No. 47256, SC #1 PERMIT		
Description:	BP failed to prevent a spill valve from opening prematurely.		
Date	05/14/2009	(743562)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) TCEQ Flexible Permit No. 47256, SC #1 PERMIT		
Description:	Failure to prevent unauthorized emissions; specifically, BP failed to prevent a tube		

leak in the 512C1A cooling exchanger.

Date	05/31/2009	(804320)	CN600866800	Classification:	Moderate
Self Report?	YES				
Citation:			2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:			Failure to meet the limit for one or more permit parameter		
Date	06/30/2009	(750123)	CN600866800	Classification:	Moderate
Self Report?	YES				
Citation:			2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:			Failure to meet the limit for one or more permit parameter		
Date	08/07/2009	(762640)		Classification:	Moderate
Self Report?	NO				
Citation:			30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) TCEQ Flexible Permit No. 47256, SC #1 PERMIT		
Description:			BP failed to prevent a high liquid level in the KO pot.	Classification:	Moderate
Self Report?	NO				
Citation:			30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)		
Description:			BP failed to submit the initial notification within the 24 hours after discovery of the event.		
Date	08/17/2009	(762557)		Classification:	Moderate
Self Report?	NO				
Citation:			30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) TCEQ Flexible Permit No. 47256, SC #1 PERMIT		
Description:			BP failed to prevent a spike in the reactor pressure.		
Date	09/04/2009	(749791)	CN600866800	Classification:	Minor
Self Report?	NO				
Citation:			30 TAC Chapter 115, SubChapter F 115.541(a)(1)(B) 5C THSC Chapter 382 382.085(b)		
Description:			Failure to demonstrate a 90% DRE for the tank degassing activities associated with Tank 30 and Tank 1044.	Classification:	Minor
Self Report?	NO				
Citation:			30 TAC Chapter 115, SubChapter F 115.542(a)(6) 30 TAC Chapter 115, SubChapter F 115.546(1)(D) 5C THSC Chapter 382 382.085(b)		
Description:			Failure to monitor the VOC concentration in tanks 30 and 1044 every 12 hours until 5 consecutive readings are less than 34,000 ppmvd or 50% LEL after tank degassing operations cease.		
Date	10/23/2009	(774941)		Classification:	Moderate
Self Report?	NO				
Citation:			30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) TCEQ Flexible Permit No. 47256, SC #1 PERMIT		
Description:			BP failed to prevent a shut down in the south riser system.		
Date	11/05/2009	(779383)		Classification:	Moderate
Self Report?	NO				
Citation:			30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) TCEQ Flexible Permit No. 47256, SC #1 PERMIT		
Description:			BP failed to prevent a compressor failure which resulted in the releasing of unauthorized emissions to the atmosphere.		
Date	11/18/2009	(780596)		Classification:	Moderate
Self Report?	NO				
Citation:			30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) TCEQ Flexible Permit No. 47256, SC #1 PERMIT		
Description:			BP failed to prevent two gas turbines/duct burners from tripping due to a plugged filter.		
Date	11/30/2009	(804325)	CN600866800	Classification:	Moderate
Self Report?	YES				
Citation:			2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:			Failure to meet the limit for one or more permit parameter		
Date	02/05/2010	(788221)		Classification:	Moderate
Self Report?	NO				

Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) TCEQ Flexible Permit No. 47256, SC #1 PERMIT TCEQ Flexible Permit No. 47256, SC #38 PERMIT		
Description:	BP failed to prevent a build-up of dirt and debris inside the electrical box, resulting in the shut down of the FCCU 1 J-4 Lift Blower.		
Date	02/26/2010	(790571)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 111, SubChapter A 111.111(a)(1)(B) 30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) TCEQ Flexible Permit No. 47256, SC #1 PERMIT TCEQ Flexible Permit No. 47256, SC #38 PERMIT		
Description:	BP failed to prevent an upset in the FCCU 1 due to a loss of differential pressure on the standpipe aeration.		
Date	02/28/2010	(830754)	CN600866800
Self Report?	YES		Classification: Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit parameter		
Date	04/09/2010	(792366)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 101, SubChapter A 101.4 5C THSC Chapter 382 382.085(b)		
Description:	Failure to comply with 30 TAC 101.4. BP Products North America created a "nuisance" condition by a release of catalyst fines.		
Date	04/16/2010	(797555)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 111, SubChapter A 111.111(a)(1)(B) 30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) TCEQ Flexible Permit No. 47256, SC #1 PERMIT TCEQ Flexible Permit No. 47256, SC #38 PERMIT		
Description:	BP failed to prevent corrosion of a rack arm assembly caused by extended exposure to water.		
Date	06/08/2010	(802689)	CN600866800
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(a) Special Condition 1 PERMIT		
Description:	Failed to prevent unauthorized emissions which resulted from the FCCU 1 from a tripping.		
Date	10/31/2010	(887992)	CN600866800
Self Report?	YES		Classification: Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit parameter		
Date	11/23/2010	(865136)	CN600866800
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 115, SubChapter B 115.112(d)(2)(A) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.646(f)(1) 5C THSC Chapter 382 382.085(b) ST&C 1A OP		
Description:	Failure to ensure that the gauge hatch/sample well covers were closed at all times. (Category B18 violation)		
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 115, SubChapter B 115.114(a)(2) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT Kb 60.113b(b)(1)(ii) 40 CFR Chapter 61, SubChapter C, PT 61, SubPT W 61.272(b)(1)(iii) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.120(b)(1)(iii) 5C THSC Chapter 382 382.085(b) SC 2D and 2E PERMIT SC 3A PERMIT SC 5D PERMIT SC 7C PERMIT ST&C 23 OP		
Description:	Failure to ensure that the required annual storage tank seal gap measurements were		

conducted by the required due date. (Category B1 violation)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter B 115.116(a)(4)  
30 TAC Chapter 122, SubChapter B 122.143(4)  
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.120(b)(8)  
5C THSC Chapter 382 382.085(b)  
ST&C 1A OP

Description: Failure to conduct tank seal repairs within 45 days. (Category C4 violation)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter B 115.114(a)(4)  
30 TAC Chapter 122, SubChapter B 122.143(4)  
5C THSC Chapter 382 382.085(b)  
ST&C 1A OP

Description: Failure to ensure that the required semiannual storage tank visual inspections of secondary seals were conducted by the required due date. (Category C1 violation)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter B 115.112(a)(1)  
30 TAC Chapter 122, SubChapter B 122.143(4)  
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.119(a)(2)  
5C THSC Chapter 382 382.085(b)  
ST&C 1A OP

Description: Failure to meet the emission control requirements for tank T280-12. (Category B18 violation)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter B 115.112(d)(2)(G)  
30 TAC Chapter 122, SubChapter B 122.143(4)  
5C THSC Chapter 382 382.085(b)  
ST&C 1A OP

Description: Failure to maintain slotted guide poles to floating roof tanks as required. (Category B18 violation)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)  
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.347(a)(1)(i)(B)  
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.349(a)(1)(iii)  
5C THSC Chapter 382 382.085(b)  
ST&C 1A OP

Description: Failure to maintain the hatches in a closed position on oily water separator RHU-SEP1 closed on July 12, 2009 and at RHU-SEP2 on July 17, 2009. (Category B18 violation)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)  
5C THSC Chapter 382 382.085(b)  
SC 39C PERMIT  
ST&C 23 OP

Description: BP exceeded the allowable 365-day rolling average limit of 30 ppmvd NOx concentration at FCCU3 from March 22, 2009 through May 15, 2009 when the actual average NOx concentration was 30.592 ppmvd. (Category B18 violation)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)  
5C THSC Chapter 382 382.085(b)  
ST&C 23 OP

Description: Failure to maintain the daily sulfur recovery efficiency at train C above the required 99.8% from January 11, 2009 through January 19, 2009. (Category B18 violation)

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(A)  
30 TAC Chapter 122, SubChapter B 122.143(4)  
5C THSC Chapter 382 382.085(b)  
Special Terms and Conditions 3A OP

Description: Failure to prevent visible emissions during start-up of Heater PS3A-101BA/BB on February 11, 2009. (Category C3 violation)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 117, SubChapter B 117.340(c)(1)(G)  
30 TAC Chapter 122, SubChapter B 122.143(4)  
5C THSC Chapter 382 382.085(b)  
Special Terms and Conditions 1A OP

Description: Failure to operate the NOx analyzer on Coker Heater B-301 (EPN: 74) at least 95% of the time from January 1, 2008 through December 31, 2008. (Category B18 violation)

Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 117, SubChapter D 117.2045(c)(2) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Terms and Conditions 1A OP		
Description:	BP failed to maintain run-time records on three stationary diesel engines from April 1, 2009 through May 30, 2009, and one stationary diesel engine from January 1, 2009 through March 31, 2009. (Violation Category C4)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 117, SubChapter B 117.310(c)(1) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Terms and Conditions 1A OP		
Description:	BP failed to prevent an exceedence of the 400 ppmvd CO limit on the following units: Heater ULC-104BA/BB (EPN 205) for 330 hours from January 1, 2009 through July 1, 2009; Heater UU4-B401B (EPN 212) for 1 hour on March 19, 2009; Heater AU2-B621A (EPN 171) for 48 hours from August 28, 2009 through September 30, 2009; and Heater AU2-B621B (EPN 173) for 37 hours from August 28, 2009 through September 19, 2009. (Category B18 violation)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 117, SubChapter B 117.310(c)(2) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Terms and Conditions 1A OP		
Description:	BP exceeded the 10 ppmv ammonia limit on Heater PS3B-401BA (EPN: 41) for 144 hours, Heater PS3B-401BB (EPN: 42) for 144 hours, and Heater PS3B-402BE/BF/BG (EPN: 43A) for 1,790 hours. (Violation Category B18)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Condition 9 PERMIT Special Terms and Conditions 23 OP		
Description:	BP exceeded the NOx performance standard of 0.06 lb/MMBtu on Heater AU2-B621A and AU2-B621B (EPN: 171 and 173) for 11 hours on August 29, 2009 for Heater AU2-B621A, and 1 hour on August 29, 2009 for Heater AU2-B621B. (violation Category B18)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Condition 1 PERMIT Special Condition 2 PERMIT Special Terms and Conditions 23 OP		
Description:	BP failed to prevent NOx emissions from exceeding the MAERT during the period of October 1, 2008 through September 30, 2009 on Heater PS3B-401BC (EPN 44) for 405 hours, Heater PS3A-102BA/BB (EPN 53) for 153 hours, Heater PS3A-103B (EPN 55) for 29 hour, Heater UU4-B401B for 1 hour, and Heater UU4-B402ABC for 128 hours. (Violation Category B18)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 115, SubChapter D 115.354(3) 30 TAC Chapter 115, SubChapter H 115.781(c)(1) 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(a)(2) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a) 5C THSC Chapter 382 382.085(b) Special Condition 17E PERMIT Special Condition 4A PERMIT Special Term and Condition 1A OP Special Term and Condition 23 OP Special Term and Condition 26A OP		
Description:	BP failed to conduct audio, visual, and olfactory inspections for components in highly reactive VOC (HRVOC) service [Category B18 violation]		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 115, SubChapter D 115.352(4) 30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4)		



40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)  
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)  
 5C THSC Chapter 382 382.085(b)  
 Special Condition 10E PERMIT  
 Special Condition 17E PERMIT  
 Special Condition 1E PERMIT  
 Special Condition 4A PERMIT  
 Special Condition 5 PERMIT  
 Special Condition 8E PERMIT  
 Special Condition 9 PERMIT  
 Special Term and Condition 1A OP  
 Special Term and Condition 23 OP  
 Special Term and Condition 26A OP  
 Description: BP failed to properly plug or cap open-ended lines (OELs) [Category C10 violation]

Self Report? NO Classification: Moderate  
 Citation: 30 TAC Chapter 115, SubChapter D 115.354(2)(B)  
 30 TAC Chapter 116, SubChapter G 116.715(a)  
 30 TAC Chapter 122, SubChapter B 122.143(4)  
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(a)(1)  
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)  
 5C THSC Chapter 382 382.085(b)  
 Special Condition 17G PERMIT  
 Special Condition 4A PERMIT  
 Special term and Condition 1A OP  
 Special term and Condition 23 OP  
 Special Term and Condition 26A OP

Description: BP failed to conduct required monitoring of pumps [Category B18 violation]  
 Self Report? NO Classification: Minor  
 Citation: 30 TAC Chapter 115, SubChapter D 115.354(11)  
 30 TAC Chapter 122, SubChapter B 122.143(4)  
 5C THSC Chapter 382 382.085(b)  
 Special Term and Condition 1A OP

Description: BP failed to conduct initial monitoring of connectors within 30 days of their installation [Category C1 violation]  
 Self Report? NO Classification: Moderate  
 Citation: 30 TAC Chapter 115, SubChapter D 115.354(2)(C)  
 30 TAC Chapter 116, SubChapter G 116.715(a)  
 30 TAC Chapter 122, SubChapter B 122.143(4)  
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)(2)(i)  
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)  
 5C THSC Chapter 382 382.085(b)  
 Special Condition 17F PERMIT  
 Special Condition 4A PERMIT  
 Special Term and Condition 1A OP  
 Special Term and Condition 23 OP  
 Special Term and Condition 26A OP

Description: BP failed to conduct initial monitoring of valves within 30 days of their installation [Category B18 violation]  
 Self Report? NO Classification: Minor  
 Citation: 30 TAC Chapter 115, SubChapter D 115.354(4)  
 30 TAC Chapter 122, SubChapter B 122.143(4)  
 5C THSC Chapter 382 382.085(b)  
 Special Term and Condition 1A OP

Description: BP failed to monitor a relief valve within 24 hours of it venting to the atmosphere [Category C1 violation]  
 Self Report? NO Classification: Moderate  
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)  
 30 TAC Chapter 122, SubChapter B 122.143(4)  
 5C THSC Chapter 382 382.085(b)  
 Special Condition 31A PERMIT  
 Special Term and Condition 23 OP  
 Special Term and Condition 26A OP

Description: BP failed to conduct audio, visual, and olfactory leak inspections once per shift in the following units: DDU, ULC, FCCU3, and SRU. (Violation Category B18)  
 Self Report? NO Classification: Moderate  
 Citation: 30 TAC Chapter 115, SubChapter H 115.722(d)(2)  
 30 TAC Chapter 122, SubChapter B 122.143(4)  
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(f)(6)  
 40 CFR Part 63, Subpart A 63.11(b)(7)(i)

Description:	5C THSC Chapter 382 382.085(b)		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)(ii) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b)		
Description:	Failure to make a daily notation in the flare log that the flare was observed. (Category C3)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.104(a)(2)(i) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1568(a)(1) 5C THSC Chapter 382 382.085(b) STC 1A OP		
Description:	Failure to comply with SO2 concentration limits. (Category B18)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(2) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(3) 5C THSC Chapter 382 382.085(b) STC 1A OP		
Description:	Failure to operate flares with a flame present. (Category B18)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) SC 26 PERMIT STC 23 OP		
Description:	Failure to meet SRU temperature requirements. (Category B18)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 115, SubChapter H 115.725(d)(3) 5C THSC Chapter 382 382.085(b)		
Description:	Failure to operate HRVOC analyzers 95% of the time on flares. (Category B18)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 117, SubChapter B 117.340(c)(1)(H) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Condition 59A PERMIT Special Terms and Conditions 1A OP		
Description:	Failure to operate the FCCU1 (EPN 93) NOx analyzer at least 95% of the time for the time period of January 1, 2008 through December 31, 2008. (Violation Category B18)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.105(a)(2) 5C THSC Chapter 382 382.085(b) Special Condition 59A PERMIT Special Terms and Conditions 1A OP		
Description:	BP failed to operate the FCCU1 (EPN 93) NOx analyzer at least 95% of the time for the time period of January 1, 2008 through December 31, 2008. (Violation Category B18)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.105(a)(3) 5C THSC Chapter 382 382.085(b) Special Conditions 59A PERMIT Special Terms and Conditions 1A OP		
Description:	BP failed to operate the FCCU1 (EPN 93) CO analyzer at least 95% of the time for the time period of January 1, 2008 through December 31, 2008. (Violation Category B18)		
Date	11/30/2010	(896191)	CN600866800
Self Report?	YES	Classification:	Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit parameter		
Date	12/31/2010	(924739)	CN600866800

Self Report?	YES	Classification:	Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit parameter		
Date	01/21/2011	(880047)	CN600866800
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 101, SubChapter F 101.201(f) 5C THSC Chapter 382 382.085(b)		
Description:	Failure to submit a technical evaluation of an emissions event within 60 days of the request.		
Date	01/31/2011	(924736)	CN600866800
Self Report?	YES	Classification:	Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit parameter		
Date	03/25/2011	(906279)	
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b) SPECIAL CONDITION 1 PERMIT		
Description:	Failure to prevent unauthorized emissions by failing to prevent a leaking valve in the Coker Unit which resulted in flaring from Flare #2. This is a category B14 violation.		
Date	04/26/2011	(905719)	CN600866800
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 101, SubChapter A 101.4 5C THSC Chapter 382 382.085(b)		
Description:	Failure to control a "nuisance condition" to the surrounding area and properties as a result of an emission event.		
Date	05/31/2011	(945306)	CN600866800
Self Report?	YES	Classification:	Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit parameter		
Date	07/27/2011	(794148)	CN600866800
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 117, SubChapter B 117.340(c)(1) 5C THSC Chapter 382 382.085(b) Special Terms and Conditions No. 1(A) OP		
Description:	Failure to install, maintain, and operate a NOx CEMS for Thermal Oxidizers F705, F708, and F711 (DOCK55FLARE) during the January 1, 2009 through December 31, 2009 certification period. (Category B1)		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 115, SubChapter B 115.112(d)(2)(A) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT Kb 60.112b(a)(2)(ii) 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.351(a)(2) 5C THSC Chapter 382 382.085(b) Special Terms and Conditions 1(A) OP		
Description:	Failure to maintain gauge-hatch on Tank T280-269 in a closed position at all times. (Category B19(g)(1))		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 117, SubChapter B 117.310(f) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Terms and Conditions 1(A) OP Special Terms and Conditions 14(A) OP		
Description:	Failure to prevent operating stationary diesel engines between the restricted period from 6 a.m. through noon, from April 13, 2009 through May 13, 2009 and from July 29, 2009 through November 9, 2009. (Category B19(g)(1))		
Self Report?	NO	Classification:	Minor
Citation:	30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT Kb 60.113b(b)(5) 5C THSC Chapter 382 382.085(b) Special Terms and Conditions 1(A) OP		
Description:	Failure to notify the agency 30 days prior to inspecting Tank T280-270. Category C3		

Date	09/07/2011	(951141)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) SPECIAL CONDITION 1 PERMIT SPECIAL CONDITION 23 OP		
Description:	BP failed to prevent an instrument malfunction which resulted in unauthorized emissions (Category B14).		
Date	09/13/2011	(950991)	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) SPECIAL CONDITION 1 PERMIT SPECIAL CONDITION 23 OP		
Description:	BP failed to prevent a cooling system trip which resulted in unauthorized emissions (Category B14).		
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) SPECIAL CONDITION 23 OP SPECIAL CONDITION 30 PERMIT		
Description:	BP failed to prevent a cooling system trip which resulted in unauthorized opacity (Category B14).		
Date	09/14/2011	(952338)	CN600866800
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) SPECIAL CONDITION 1 PERMIT SPECIAL CONDITION 23 OP		
Description:	BP failed to prevent a heat exchanger leak which resulted in unauthorized emissions (Category B14).		
Date	09/15/2011	(952012)	CN600866800
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) SPECIAL CONDITION 1 PERMIT SPECIAL CONDITION 23 OP		
Description:	BP failed to prevent the malfunction of a slide valve which resulted in unauthorized emissions (Category B14).		
Date	10/25/2011	(956039)	CN600866800
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 111, SubChapter A 111.111(a)(1)(B) 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP Special Terms & Conditions 23 OP NSR, Special Condition 1 PERMIT		
Description:	BP failed to prevent the J-1B compressor from tripping which resulted in the release of unauthorized emissions. (CATEGORY B14)		
Date	11/29/2011	(957470)	CN600866800
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) FOP, Special Condition (3)(B)(iii) OP		
Description:	Failure to document annual visible emissions checks. Category B3 violation.		
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 122, SubChapter B 122.143(4) 30 TAC Chapter 122, SubChapter B 122.145(2)(A) 5C THSC Chapter 382 382.085(b) FOP, General Terms and Conditions OP		
Description:	Failure to report deviations in the deviation report. Category B3 violation.		
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 115, SubChapter D 115.354(2)(B)		

30 TAC Chapter 116, SubChapter B 116.115(c)  
 30 TAC Chapter 122, SubChapter B 122.143(4)  
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(a)(1)  
 5C THSC Chapter 382 382.085(b)  
 FOP, Special Condition 16 OP  
 FOP, Special Condition 1A OP  
 NSR, Special Condition 49 G PERMIT  
 Description: Failure to monitor pumps. Category B1 violation.  
 Self Report? NO Classification: Moderate  
 Citation: 30 TAC Chapter 115, SubChapter D 115.354(2)(C)  
 30 TAC Chapter 116, SubChapter B 116.115(c)  
 30 TAC Chapter 122, SubChapter B 122.143(4)  
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)  
 5C THSC Chapter 382 382.085(b)  
 FOP, Special Condition 16 OP  
 FOP, Special Condition 1A OP  
 NSR 47256 Special Condition 49 F PERMIT  
 Description: Failure to monitor relief valves and valves. Category B1 violation.  
 Self Report? NO Classification: Moderate  
 Citation: 30 TAC Chapter 117, SubChapter B 117.305(e)(1)  
 30 TAC Chapter 122, SubChapter B 122.143(4)  
 5C THSC Chapter 382 382.085(b)  
 FOP, Special Condition 1A OP  
 Description: Failure to operate thermal oxidizer (ID No. DKT294-2 or EPN F-708) within 400 ppmv  
 limit carbon monoxide (CO) at 3.0% O2, dry basis. Category B14 violation.  
 Date 03/22/2012 (983802) CN600866800  
 Self Report? NO Classification: Moderate  
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)  
 5C THSC Chapter 382 382.085(b)  
 Special Condition 30 PERMIT  
 Description: Failure to meet the demonstration criteria for an affirmative defense for excess  
 opacity during an emissions event (Category B13).

F. Environmental audits.

Notice of Intent Date: 10/06/2006 (531596)  
 Disclosure Date: 10/09/2007  
 Viol. Classification: Moderate  
 Citation: 30 TAC Chapter 113, SubChapter C 113.340  
 Rqmt PERMIT NSR Permit 19559  
 Description: Failure to monitor PS3A crude lines that may be considered to be in light liquid service were not monitored in  
 accordance with 40 CFR Part 60, Subparts A and VV.  
 Viol. Classification: Moderate  
 Citation: 30 TAC Chapter 122, SubChapter B 122.145(2)  
 30 TAC Chapter 122, SubChapter B 122.146  
 Description: Failure to include violations associated with disclosures presented in items 1 and 3 of the October 09, 2007 disclosure  
 letter in the Title V deviation report or the compliance certification for the applicable time period.  
 Viol. Classification: Moderate  
 Citation: 30 TAC Chapter 115, SubChapter H 115.782(c)  
 30 TAC Chapter 122, SubChapter B 122.143(4)  
 Rqmt PERMIT O-01541  
 Description: Failure to submit the report required by 30 TAC 115.786(c) for non-repairable HRVOC components for the semi-annual  
 periods that relate to the July 31, 2005, January 31, 2006 and July 31, 2006 report dates.  
 Disclosure Date: 01/09/2008  
 Viol. Classification: Moderate  
 Citation: 40 CFR Chapter 136, SubChapter D, PT 136 136.3(e)  
 30 TAC Chapter 305, SubChapter F 305.125(1)  
 Rqmt PERMIT TPDES 00443  
 Description: Failure to initiate refinery outfall 001 biomonitoring analysis within 36-hours of the collection time of the final composite  
 sample.  
 Viol. Classification: Moderate  
 Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)  
 30 TAC Chapter 319, SubChapter A 319.6

30 TAC Chapter 319, SubChapter A 319.9(c)  
 Rqmt IHWPERMTCP TPDES 0443  
 Description: Failure to collect and analyze duplicate dissolved oxygen samples each day a sample was collected.  
 Viol. Classification: Minor  
 Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

30 TAC Chapter 319, SubChapter A 319.6  
 30 TAC Chapter 319, SubChapter A 319.9(c)  
 Rqmt PERMIT TPDES 00443  
 Description: Failure to maintain records of the date/time of sampling and analysis and the name of the person performing the analysis for pH samples at Refinery Outfall 001.  
 Viol. Classification: Minor  
 Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

Rqmt PERMIT TPDES 00443  
 Description: Failure to maintain documentation to demonstrate that the receiving water was unacceptable for bimonitoring testing and that synthetic dilution water was an acceptable alternative.  
 Notice of Intent Date: 01/08/2007 (543522)  
 Disclosure Date: 06/29/2007  
 Viol. Classification: Moderate  
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 122, SubChapter B 122.143(4)  
 Rqmt PERMIT Permit 2612  
 PERMIT Permit O-01541  
 Description: Failure to meet the NOx emissions factor in NSR Permit 2612 on several occasions for the AU2 Heaters B601, B621A and B621B.  
 Viol. Classification: Moderate  
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)  
 30 TAC Chapter 122, SubChapter B 122.143(4)  
 Rqmt PERMIT Permit 9606  
 PERMIT Permit O-01541  
 Description: Failure to meet NSR Permit 9606 emissions factor of 0.12 lb NOx/MMBtu on several occasions for the Alky3, Isostripper Reboiler F-1001.  
 Viol. Classification: Moderate  
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)

30 TAC Chapter 116, SubChapter B 116.115(c)  
 30 TAC Chapter 122, SubChapter B 122.143(4)  
 Rqmt PERMIT Permit 2231  
 PERMIT Permit O-01541  
 Description: Failure to meet the short term emission rate in NSR Permit 2231 for the following ARU tanks: 8, 10, 19, 20, 36, 37, 38, 39, 114, 115, 116, 532, 533, 538, 1041, 1042, 1044. Additionally, failure to meet short term emission limits for ARU Tank 520 and the annual emission limits for Tanks 37 and 39.  
 Viol. Classification: Moderate  
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 122, SubChapter B 122.143(4)  
 Rqmt PERMIT Permit 22107  
 PERMIT Permit O-01541  
 Description: Failure to meet products of combustion emission limits in MAERT for NSR Permit 22107 for the WWTP thermal oxidizer.  
 Viol. Classification: Moderate  
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 122, SubChapter B 122.143(4)  
 Rqmt PERMIT Permit 47256  
 PERMIT Permit O-01541  
 Description: Failure to maintain an operating temperature of at least 2000 deg F during multiple occasions for the SRU C&D train thermal reactors that receive ammonia acid gas from the SWS overheads as required by NSR Permit 47256, 23.  
 Viol. Classification: Moderate  
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 122, SubChapter B 122.143(4)

Rqmt PERMIT Permit 47256  
PERMIT Permit O-01541

Description: Failure to maintain a minimum firebox chamber temperature of 1200 F during normal operating conditions at the SRU Tail Gas Incinerators as required by NSR Permit 47256, SC 26.

Viol. Classification: Moderate  
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 122, SubChapter B 122.143(4)

Rqmt PERMIT Permit 47256  
PERMIT Permit O-01541

Description: Failure to sample monthly the acid gas exiting the waste heat boilers for ammonia at the SRU as required by NSR Permit 47256, SC 28.

Notice of Intent Date: 05/14/2007 (563478)  
No DOV Associated

Notice of Intent Date: 05/23/2007 (563481)  
No DOV Associated

Notice of Intent Date: 05/23/2007 (563537)  
No DOV Associated

Notice of Intent Date: 05/23/2007 (563568)  
No DOV Associated

Notice of Intent Date: 05/23/2007 (563575)  
No DOV Associated

Notice of Intent Date: 05/23/2007 (563584)  
No DOV Associated

Notice of Intent Date: 05/23/2007 (563639)  
No DOV Associated

Notice of Intent Date: 05/23/2007 (563643)  
No DOV Associated

Notice of Intent Date: 05/25/2007 (563649)  
No DOV Associated

Notice of Intent Date: 06/08/2007 (565946)  
No DOV Associated

Notice of Intent Date: 06/04/2007 (571646)  
No DOV Associated

Notice of Intent Date: 08/08/2007 (593445)  
No DOV Associated

Notice of Intent Date: 09/10/2007 (596466)  
Disclosure Date: 09/11/2008

Viol. Classification: Moderate  
Citation: 30 TAC Chapter 205, SubChapter A 205.2

Description: Failure to sign and/or implement a Storm Water Pollution and Prevention Plan at the Mowtown/Merville area until 10/01/2007, five months after the actual time required by the TPDES permit.

Viol. Classification: Moderate  
Citation: 30 TAC Chapter 205, SubChapter A 205.2(a)(5)(A)

Description: Failure to maintain records of inspections of controls in disturbed areas and associated maintenance controls during construction of the Employee Services Building (ESB).

Notice of Intent Date: 09/11/2007 (596501)  
No DOV Associated

Notice of Intent Date: 09/25/2007 (618188)  
No DOV Associated

Notice of Intent Date: 10/05/2007 (618157)  
Disclosure Date: 04/29/2008

Viol. Classification: Moderate  
Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)

30 TAC Chapter 113, SubChapter C 113.100

30 TAC Chapter 113, SubChapter C 113.300

30 TAC Chapter 113, SubChapter C 113.340

30 TAC Chapter 116, SubChapter G 116.715(a)

40 CFR Chapter 61, SubChapter C, PT 61, SubPT BB 61.305(a)

40 CFR Chapter 61, SubChapter C, PT 61, SubPT BB 61.305(a)(5)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT Y 63.567(f)

40 CFR Part 63, Subpart CC 63.654(i)(2)

Rqmt PERMIT Federal Operating Permit O-2328  
PERMIT Flexible Permit 47256

Description: Failure to maintain records. Specifically, BP is unable to locate quarterly and annual reports for the Part 61 Subpart BB and Part 63 Subpart Y marine loading regulatory programs for the period 2004-2007. In addition, BP is unable to locate recent stack performance test reports for the Refinery Marine Dock thermal oxidizers.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter H 115.764(a)(6)

30 TAC Chapter 122, SubChapter B 122.143(4)

Rqmt PERMIT Federal Operating Permit O-1541

Description: Failure to perform sampling when the VOC continuous monitoring system at the FCCU 3 cooling tower was out of order for periods of 24 hours or more on the following dates: March 12, June 14, June 19 and June 20, 2007.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)

30 TAC Chapter 113, SubChapter C 113.300

30 TAC Chapter 122, SubChapter B 122.143(4)

40 CFR Chapter 61, SubChapter C, PT 61, SubPT BB 61.305(a)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT Y 63.562(e)(2)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT Y 63.567(f)

Rqmt PERMIT Federal Operating Permit O-02328

Description: Failure to submit an engineering report which describes the vent system used to vent each affected vent stream to a control device. In addition, the Operations and Maintenance Plan for the refinery docks did not include "procedures (preventive maintenance) to be followed to ensure that pollution control equipment functions properly and vaiances of the control equipment and monitoring equipment are minimal".

Viol. Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)

30 TAC Chapter 113, SubChapter C 113.300

30 TAC Chapter 122, SubChapter B 122.143(4)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT Y 63.564(e)

Rqmt PERMIT Federal Operating Permit O-02328

Description: Failure to verify the accuracy of the temperature monitor of the marine loading thermal oxidizers on an annual basis with a reference temperature monitor or an independent temperature measurement device dedicated for this purpose. Instead, the output of the temperature indicator was checked annually with a reference voltmeter.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter C 115.222

Description: The temporary gasoline tank at the refinery garage did not comply with certain vapor balance system control requirements as specified in 30 TAC 115.222.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter C 115.226(1)

30 TAC Chapter 115, SubChapter C 115.244(3)

30 TAC Chapter 115, SubChapter C 115.246(3)

30 TAC Chapter 115, SubChapter C 115.246(6)

30 TAC Chapter 122, SubChapter B 122.143(4)

Rqmt PERMIT Federal Operating Permit O-01541

Description: Failure to maintain records for the daily, monthly and annual inspections of the temporary gasoline tank. Records of fuel delivery to the tank did not include the truck vapor tightness certificatin number and date. Maintenance records of the Stage II vapor control equipment were not located onsite, but were kept by the equipment vendor.

Viol. Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 116, SubChapter G 116.715(a)

30 TAC Chapter 122, SubChapter B 122.143(4)

Rqmt PERMIT Federal Operating Permit O-01541  
PERMIT Flexible Permit 47256  
PERMIT NSR Permit 20850

Description: Failure to follow appropriate sampling method. The PRS3 (EPN 416) cooling tower HRVOC vertical sampling point was on the bottom of the horizontal return line, as opposed to the top of the horizontal section as suggested by Section 5 of



the Appendix P sampling method. The Alky3 debutanizer cooling tower sample point was on the bottom of the horizontal return line, as opposed to on the top of the horizontal section, as suggested by Section 5 of the Appendix P sampling method.

Notice of Intent Date:	10/05/2007	(618172)
No DOV Associated		
Notice of Intent Date:	10/05/2007	(775276)
No DOV Associated		
Notice of Intent Date:	02/11/2008	(639339)
No DOV Associated		
Notice of Intent Date:	02/11/2008	(639343)
No DOV Associated		
Notice of Intent Date:	02/11/2008	(639356)
No DOV Associated		
Notice of Intent Date:	02/13/2008	(639357)
No DOV Associated		
Notice of Intent Date:	03/12/2008	(646267)
No DOV Associated		
Notice of Intent Date:	03/20/2008	(654986)
No DOV Associated		
Notice of Intent Date:	03/02/2010	(798036)
No DOV Associated		

G. Type of environmental management systems (EMSs).

N/A

H. Voluntary on-site compliance assessment dates.

N/A

I. Participation in a voluntary pollution reduction program.

N/A

J. Early compliance.

N/A

Sites Outside of Texas

N/A



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## *Addendum to Compliance History Federal Enforcement Actions*

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**Reg Entity Name:** BP PRODUCTS NORTH AMERICA TEXAS CI

*Reg Entity Add:* 2401 5TH AVENUE SOU *Reg Entity No:*

*Reg Entity City:* TEXAS CITY RN102535077

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**Customer Name:** BP North America

*Customer No:* CN600866800

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*EPA Case No:* 06-2006-3402

*Order Issue Date (yyyymmdd):* 9/18/09

*Case Result:* Final Order with Penalty

*Statute:* CAA

*Sect of Statute:* 112[R][1]

*Classification:* Moderate

*Program:* National Emission Stand *Citation:*

*Violation Type:* Asbestos Requirement  
Violation

*Cite Sect:*

*Cite Part:*

*Enforcement Action:*

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# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN  
ENFORCEMENT ACTION  
CONCERNING  
BP PRODUCTS NORTH AMERICA  
INC.  
RN102535077

§ BEFORE THE  
§  
§ TEXAS COMMISSION ON  
§  
§ ENVIRONMENTAL QUALITY  
§

## AGREED ORDER DOCKET NO. 2012-0839-AIR-E

At its \_\_\_\_\_ agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding BP Products North America Inc. ("Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent presented this agreement to the Commission.

The Respondent understands that they have certain procedural rights at certain points in the enforcement process, including, but not limited to, the right to formal notice of violations, notice of an evidentiary hearing, the right to an evidentiary hearing, and a right to appeal. By entering into this Agreed Order, the Respondent agrees to waive all notice and procedural rights.

It is further understood and agreed that this Order represents the complete and fully-integrated settlement of the parties. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable. The duties and responsibilities imposed by this Agreed Order are binding upon the Respondent.

The Commission makes the following Findings of Fact and Conclusions of Law:

### I. FINDINGS OF FACT

1. The Respondent owns and operates a petroleum refining plant at 2401 5th Avenue South in Texas City, Galveston County, Texas (the "Plant").

2. The Plant consists of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).
3. During an investigation on December 21, 2011, TCEQ staff documented that the Respondent failed to submit an initial notification for Incident No. 162823 not later than 24 hours after the discovery of an emissions event on December 8, 2011. Specifically, the initial notification was due by December 9, 2011 but was not submitted until December 15, 2011, over 24 hours after the incident was discovered.
4. During an investigation on December 21, 2011, TCEQ staff documented that the Respondent failed to prevent unauthorized emissions during an emissions event on December 8, 2011 (Incident No. 162823). Specifically, the Respondent released 1,176.14 pounds ("lbs") of volatile organic compounds ("VOC"), 18.8 lbs of hydrogen sulfide, 1,176.96 lbs of sulfur dioxide, 1,767.7 lbs of carbon monoxide, and 346.91 lbs of nitrogen oxides from the Ultracracker Flare [Emission Point No. ("EPN") 351A] during the 87 hour event. The event was caused by a combination of operator error, a leaking valve, and a plugged drain line.
5. During an investigation on December 21, 2011, TCEQ staff documented that the Respondent failed to prevent unauthorized emissions during an excessive emissions event on December 10, 2011 (Incident No. 162658). Specifically, the Respondent released 72,188 lbs of VOC from 105E Splitter Tower (EPN F-200) during the five minute event. The event occurred due to high pressure within the 105E Splitter Tower that led to relief valves opening.
6. The Respondent received notice of the violations on April 5, 2012.

## II. CONCLUSIONS OF LAW

1. The Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7 and the rules of the Commission.
2. As evidenced by Findings of Fact No. 3, the Respondent failed to submit an initial notification for Incident No. 162823 not later than 24 hours after the discovery of an emissions event on December 8, 2011, in violation of 30 TEX. ADMIN. CODE § 101.201(a)(1)(B) and TEX. HEALTH & SAFETY CODE § 382.085(b).
3. As evidenced by Findings of Fact No. 4, the Respondent failed to prevent unauthorized emissions during an emissions event on December 8, 2011 (Incident No. 162823), in violation of 30 TEX. ADMIN. CODE §§ 101.20(3), 116.715(a), and 122.143(4), New Source Review Permit Nos. 47256 and PSDTX402M2 Special Conditions No. 1, Federal Operating Permit No. O-2328 Special Terms and Conditions No. 16, and TEX. HEALTH & SAFETY CODE § 382.085(b). Because the event could have been prevented with better operational and maintenance practices, the Respondent is precluded from asserting an affirmative defense under 30 TEX. ADMIN. CODE § 101.222.

4. As evidenced by Findings of Fact No. 5, the Respondent failed to prevent unauthorized emissions during an excessive emissions event on December 10, 2011 (Incident No. 162658), in violation of 30 TEX. ADMIN. CODE §§ 101.20(3), 116.715(a), and 122.143(4), New Source Review Permit Nos. 47256 and PSDTX402M2 Special Conditions No. 1, Federal Operating Permit No. O-2328 Special Terms and Conditions No. 16, and TEX. HEALTH & SAFETY CODE § 382.085(b).
5. Pursuant to TEX. WATER CODE § 7.051, the Commission has the authority to assess an administrative penalty against the Respondent for violations of the Texas Water Code and the Texas Health and Safety Code within the Commission's jurisdiction; for violations of rules adopted under such statutes; or for violations of orders or permits issued under such statutes.
6. An administrative penalty in the amount of Thirty-Three Thousand Dollars (\$33,000) is justified by the facts recited in this Agreed Order, and considered in light of the factors set forth in TEX. WATER CODE § 7.053. The Respondent has paid the Thirty-Three Thousand Dollar (\$33,000) administrative penalty.

### III. ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

1. The Respondent is assessed an administrative penalty in the amount of Thirty-Three Thousand Dollars (\$33,000) as set forth in Section II, Paragraph 6 above, for violations of TCEQ rules and state statutes. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order completely resolve the violations set forth by this Agreed Order in this action. However, the Commission shall not be constrained in any manner from requiring corrective actions or penalties for other violations that are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: BP Products North America Inc., Docket No. 2012-0839-AIR-E" to:

Financial Administration Division, Revenues Section  
Attention: Cashier's Office, MC 214  
Texas Commission on Environmental Quality  
P.O. Box 13088  
Austin, Texas 78711-3088

2. The Respondent shall undertake the following technical requirements:
  - a. Immediately upon the effective date of this Agreed Order, comply completely and adequately with the TCEQ letter dated April 3, 2012 requiring submittal of a corrective action plan ("CAP") to address the excessive emissions event that occurred on December 10, 2011 (Incident No. 162658);

- b. Respond completely and adequately, as determined by the Executive Director, to all written requests for information concerning the submitted CAP within 15 days after the date of such requests, or by any other deadline specified in writing;
- c. Upon Commission approval, implement the CAP in accordance with the approved schedule;
- d. Upon completion of CAP implementation, submit written certification to demonstrate compliance with Ordering Provision Nos. 2.a. through 2.c. as described in Ordering Provision No. 2.g.;
- e. Within 30 days after the effective date of this Agreed Order:
  - i. Implement improvements to training procedures and the recordkeeping system to ensure that emissions events are reported within 24 hours of discovery; and
  - ii. Implement measures and/or procedures to prevent the recurrence of emissions events due to the same causes as the emissions event that occurred on December 8, 2011 (Incident No. 162823);
- f. Within 45 days after the effective date of this Agreed Order, submit written certification to demonstrate compliance with Ordering Provision No. 2.e. as described in Ordering Provision No. 2.g.; and
- g. Written certification shall include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision Nos. 2.d. and 2.f. The certifications shall be notarized by a State of Texas Notary Public and include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

The certification shall be submitted to:

Order Compliance Team  
Enforcement Division, MC 149A  
Texas Commission on Environmental Quality  
P.O. Box 13087  
Austin, Texas 78711-3087



with a copy to:

Air Section Manager  
Houston Regional Office  
Texas Commission on Environmental Quality  
5425 Polk Avenue, Suite H  
Houston, Texas 77023-1486

3. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Plant operations referenced in this Agreed Order.
4. If the Respondent fails to comply with any of the Ordering Provisions in this Agreed Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, the Respondent's failure to comply is not a violation of this Agreed Order. The Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. The Respondent shall notify the Executive Director within seven days after the Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
5. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
6. The Executive Director may refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings without notice to the Respondent if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.
7. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
8. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
9. This Agreed Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Agreed Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission,

including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Agreed Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms "electronic transmission", "owner", "person", "writing", and "written" shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.

10. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties. By law, the effective date of this Agreed Order is the third day after the mailing date, as provided by 30 TEX. ADMIN. CODE § 70.10(b) and TEX. GOV'T CODE § 2001.142.

## SIGNATURE PAGE

### TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission



For the Executive Director

11/16/12

Date

I, the undersigned, have read and understand the attached Agreed Order in the matter of BP Products North America Inc. I am authorized to agree to the attached Agreed Order on behalf of BP Products North America Inc., and do agree to the specified terms and conditions. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I understand that by entering into this Agreed Order, BP Products North America Inc. waives certain procedural rights, including, but not limited to, the right to formal notice of violations addressed by this Agreed Order, notice of an evidentiary hearing, the right to an evidentiary hearing, and the right to appeal. I agree to the terms of the Agreed Order in lieu of an evidentiary hearing. This Agreed Order constitutes full and final adjudication by the Commission of the violations set forth in this Agreed Order.

I also understand that failure to comply with the Ordering Provisions, if any, in this order and/or failure to timely pay the penalty amount, may result in:

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions;
- Automatic referral to the Attorney General's Office of any future enforcement actions;
- and
- TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.

Signature

Keith Casey

Name (Printed or typed)  
Authorized Representative of  
BP Products North America Inc.

Date

9/8/12

Business Unit Leader

Title

**Instructions:** Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenues Section at the address in Section III, Paragraph 1 of this Agreed Order.